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HARRISBURG, PA., FRIDAY, JUNE 13, 1947.

No. 75.

SENATE

FRIDAY, June 13, 1947.

The Senate met at 12:00 o'clock, M., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

In the absence of the Chaplain, prayer was offered by the gentleman from Berks, Dr. RUTH.

Almighty God, our Heavenly Father, as we come to Thee today we praise Thee for Thy kindness unto men and unto us. As we come towards the end of this session, we thank Thee for the new friendships we have made and for the strength of the old friendships, and we pray that throughout the years we may be working close one to another and to Thee. We pray that Thou wilt bless our efforts and our accomplishments. We have done what we could; perhaps not all the world will be satisfied, but we pray that through Thy spirit we may have the consciousness that under the circumstances in which we were placed, we did the best that we could.

We leave the future in Thy loving hands, knowing that Thou wilt make all things work together for good unto those who love Thee.

We ask it in Jesus' name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. TALLMAN and Mr. WADE, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. TALLMAN. Mr. President, I move that the Senate do now proceed to the consideration of nominations for

appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 13, 1947.

Mr. BECKER. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, June 13, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

Miss Doris N. Smith, McSherrystown.

ALLEGHENY COUNTY

Mrs. Alice E. Broerman, Pittsburgh, 503 Martin Bldg., N. S.

Clyde W. Brunner, Pittsburgh, 1111 Empire Bldg.

J. F. Hooper, Forest Hills.

L. Joseph Jacklett, Pittsburgh, 30 E. General Robinson St.

Mrs. Ruth W. Skelton, North Versailles Twp., 116 Arlington Avenue, East McKeesport.

FAYETTE COUNTY

Edw. H. Savage, North Union Twp., North Union Township High School, Uniontown.

LACKAWANNA COUNTY

Mrs. Catherine S. Burnell, Scranton.

D. A. Gardner, Scranton.

PERRY COUNTY

Mrs. Helen M. Felmlee, Millerstown.

SCHUYLKILL COUNTY

Rudolph Valentine, Coaldale.

YORK COUNTY

Harry M. Steinhauser, York.

JAMES H. DUFF

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. TALLMAN and Mr. BECKER,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margle,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Orider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, T. N.,
Doehla,	Lane,	Stiefel,	Wood, L. H.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBER OF THE WASHINGTON CROSSING PARK COMMISSION

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, June 13, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. Paul Pedigo, 60 North Radcliffe Street, Edgely, Bristol, Bucks County, for appointment as a Member of the Washington Crossing Park Commission, to serve until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified, to fill a vacancy.

JAMES H. DUFF

REGISTRATION COMMISSION, CITY OF PITTSBURGH

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, June 13, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Registration Commission in and for the City of Pittsburgh.

Fred E. Obley (Republican), 245 Lothrop Street, Pittsburgh, to serve until January 6, 1949, and until his successor shall have been appointed and qualified, vice Wilbert E. Faley, whose term expired.

James A. Conway (Republican), 218 Birmingham Avenue, Pittsburgh, to serve until January 6, 1949, and until his successor shall have been appointed and qualified, vice Robert J. Gumbert, deceased.

Edward L. Flaherty (Democrat), 5924 Ellwood Street, Pittsburgh, for reappointment, to serve until January 6, 1949, and until his successor shall have been appointed and qualified.

JAMES H. DUFF

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, June 13, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

BEDFORD COUNTY

Howard Cessna (Republican), Bedford, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Robert Henry, Loysburg, whose term expired.

Ross Diehl (Democrat), Bedford, from April 15, 1946, until December 31, 1948, and until his successor is duly appointed and qualified.

George S. Gorsuch (Republican), R. D. 1, Hopewell, to serve until December 31, 1947. (Reappointment)

James Blackburn (Republican), Saxton, to serve until December 31, 1949. (Reappointment)

Dr. J. R. Fulton (Republican), Everett, from April 15, 1946, until December 31, 1948, and until his successor is duly appointed and qualified.

LANCASTER COUNTY

Rev. George Shea (Republican), Quarryville, to serve until December 31, 1949, and until his successor is duly appointed and qualified. (Reappointment)

PHILADELPHIA COUNTY

Wayne L. Hopkins (Republican), 213 North 53rd Street, Philadelphia, to serve until December 31, 1948. (Reappointment)

Mrs. Claire Sylk (Republican), 6953 Greenhill Road, Philadelphia, to serve until December 31, 1947, and until her successor is duly appointed and qualified, vice Mrs. Elizabeth Sells Jones, Philadelphia, whose term expired.

James Edgar Gibson (Republican), 500 West Cheltenham Avenue, Germantown, Philadelphia, to serve until December 31, 1947, and until his successor is duly appointed and qualified. (Reappointment)

Mrs. Esther Katz Rosen (Republican), 239 West Allens Lane, Mount Airy, Philadelphia, to serve until December 31, 1949. (Reappointment)

Mrs. Frances L. Earhart Ruegg (Republican), 315 West Allen Lane, Mount Airy, Philadelphia, to serve until December 31, 1949. (Reappointment)

JAMES H. DUFF

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 22, entitled:

An Act authorizing and directing the Legislative Reference Bureau to compile, edit and publish a revised compilation of laws relating to soldiers, sailors and marines, their dependents, and war veteran organizations and making an appropriation.

House Bill No. 37, entitled:

An Act defining and providing for the licensing and regulation of private schools; conferring powers and imposing duties on the Department of Public Instruction; and imposing penalties.

House Bill No. 41, entitled:

An Act to amend section five hundred five of the act, approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571), entitled "The Fourth to Eighth Class County Assessment Law," increasing the compensation of assessors.

House Bill No. 50, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "The Permanent Registration Act in cities of the first class," by changing the provisions of said act relating to removal notices, transfer of registration, check-up of registers and street lists.

House Bill No. 60, entitled:

An Act to further amend section thirty-nine of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "The Permanent Registration Act in Cities of the Third Class," by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years by giving removal notice same effect as request for reinstatement.

House Bill No. 345, entitled:

An Act to amend the title and sections one, two, four, five, eight, ten, eleven, twelve, thirteen, fourteen and sixteen of the act, approved the twenty-second day of May, one thousand nine hundred thirty-five (P. L. 233), entitled "Policemen's Relief and Pension Fund Law," to provide for widows of members of pension funds in certain circumstances; to fix terms for which personnel of board of managers shall be elected; to change the method of determining availability for disability pensions; to fix the amount of contributions of member and pension payments to beneficiaries, and to provide in certain circumstances for the return of contributions.

House Bill No. 365, entitled:

An Act to further amend the first paragraph of section two hundred twenty and to add clause (n) to section two hundred eighty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "Fish Law of 1925," increasing the resident fishing license fee, and authorizing the expenditure of money for the clearance of streams and experiments in methods for controlling stream pollution.

House Bill No. 553, entitled:

An Act to further amend the act, approved the twelfth day of May, one thousand eight hundred eighty-seven (P. L. 95), entitled "An act regulating the compensation of county auditors, within this Commonwealth," increasing the compensation of county auditors.

Senate Bill No. 570, entitled:

An Act to further amend sections one four five and six of the act approved the seventh day of May one thousand nine hundred twenty-three (P. L. 151) entitled "An act defining and regulating the business of dry cleaning and dyeing providing for the maintenance construction and inspection of dry cleaning and dyeing buildings and establishments providing for enforcing the act and penalties for violation thereof" by repealing exemptions from certain provisions of said act and providing for regulation of Class I and Class II and synthetic dry cleaning and dyeing plants

Senate Bill No. 696, entitled:

An Act to further amend section eight hundred twenty-eight of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment

of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" temporarily extending the suspension of the provisions thereof.

House Bill No. 757, entitled:

An Act to further amend sections five and sixteen of the act, approved the thirty-first day of March, one thousand eight hundred seventy-six (P. L. 13), entitled "An act to carry into effect section five of article fourteenth of the Constitution relative to the salaries of county officers, and the payment of fees received by them into the State or county treasury, in counties containing over one hundred and fifty thousand inhabitants," providing for the time of payment of salaries to county officers.

House Bill No. 758, entitled:

An Act to further amend the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employees Retirement Law," by further defining "State employee" and "original member" to include Members of the General Assembly at their option; and [making an appropriation] permitting such members to retire under certain circumstances.

House Bill No. 803, entitled:

An Act to further amend the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "The Permanent Registration Act for Boroughs, Towns and Townships," changing the provisions of said act relating to removal notices, transfer of registration, check-up of registers and street lists.

Senate Bill No. 822, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in the city of Altoona, Blair County, Pennsylvania, containing approximately twenty-three acres for use as a site for a Veterans' Administration Hospital and ceding jurisdiction to the United States.

House Bill No. 882, entitled:

An Act to further amend section thirty-eight of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "The Permanent Registration Act for Boroughs, Towns and Townships," further regulating and changing the provisions of the act relating to cancellation of registration upon failure to vote within two years, by giving removal notice same effect as request for reinstatement.

House Bill No. 999, entitled:

An Act to add sections ninety-seven and ninety-eight to the act, approved the second day of May, one thousand nine hundred twenty-nine, (P. L. 1278), entitled "General County Law," authorizing the formation of a State association of directors of veterans' affairs, and the payment by counties of certain expenses in connection therewith.

House Bill No. 1001, entitled:

An Act to provide that Labor Unions shall file certain statements and reports annually with the Department of

Labor and Industry; imposing powers and duties on the department relative thereto and providing penalties.

House Bill No. 1076, entitled:

An Act to amend subsection two of section six of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "Pennsylvania Labor Relations Act," declaring certain additional labor practices by employees to be unfair.

House Bill No. 1087, entitled:

An Act to amend rule four of Article XII of the act, approved the second day of June, one thousand eight hundred ninety-one (P. L. 176), entitled "Anthracite Coal Mining Law," requiring weekly examinations of all accessible parts of an abandoned portion of a mine in which mine explosive gases have at any time been found.

House Bill No. 1106, entitled:

An Act to amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 401), entitled "An act defining and providing for the licensing and regulation of private trade schools and classes; conferring powers and imposing duties on the State Board for Vocational Education; and prescribing penalties," broadening the definition of private trade schools and providing for the licensure of agents of such trade schools.

House Bill No. 1180, entitled:

An Act to further amend section one thousand one of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one, (P. L. 1206), entitled "First Class Township," increasing the compensation of township auditors.

House Bill No. 1278, entitled:

An Act making an appropriation to the Jefferson Medical College, of Philadelphia, Pennsylvania, for Medical education.

House Bill No. 1322, entitled:

An Act making an appropriation to the Trustees of the Pennsylvania State College for the erection of a building or buildings, the installation of facilities and the purchase of equipment to be used for conducting a research program relating to the artificial insemination of cattle and livestock.

House Bill No. 1327, entitled:

An Act making an appropriation to the Department of Public Instruction for the expenses involved in licensing and regulating certain private schools and classes.

House Bill No. 1341, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 218

Mr. FARRELL. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 218, entitled:

An Act to further amend the first paragraph of section nine hundred seventy-six of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of

the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by further providing procedure for rejection of nomination petitions papers or certificates.

The PRESIDENT. The report will lie over for printing under the rules.

RESOLUTION

JOINT STATE GOVERNMENT COMMISSION TO INVESTIGATE THE RIGHTS AND POWERS OF THE GENERAL ASSEMBLY AND ITS COMMITTEES

Mr. KEPHART offered the following resolution which was twice read, considered and agreed to:

In the Senate, June 13, 1947.

Resolved, That the Joint State Government Commission is hereby directed to study and investigate the rights and powers of the General Assembly of Pennsylvania and its duly constituted committees and their subcommittees to compel the attendance of witnesses and the production of evidence and testimony necessary to the complete transaction of the business of the General Assembly; And be it further

Resolved, That the Joint State Government Commission shall report its findings and conclusions to the next regular session of the General Assembly together with such proposed legislation as it may deem necessary to carry out its recommendations.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. KEPHART from the Committee on Executive Nominations reported with a favorable recommendation the following nominations made by His Excellency, the Governor:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

JUSTICE OF THE PEACE

George P. Fichter, Jr., 22 West Broad Street, West Hazleton, Luzerne County, as Justice of the Peace in and for the Borough of West Hazleton, Luzerne County, until the first Monday of January, 1948, vice George P. Fichter, deceased.

ALDERMAN

Gaetano J. Suppa, 68 Rochester Street, Bradford, McKean County, as Alderman in and for the Fifth Ward of the City of Bradford, McKean County, until the first Monday of January, 1948, to fill a vacancy.

JAMES H. DUFF

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 11, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

ARMSTRONG COUNTY

Joseph Kamer (Republican), 1227 Fifth Avenue, Ford City, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Ralph Bittinger, Ford City, whose term expired.

SCHUYLKILL COUNTY

John E. Schlottman (Republican), 218 West Market Street, Pottsville, from January 3, 1946, until December 31, 1947.

William B. Ulmer (Republican), 101 South Centre Street, Pottsville, from January 3, 1946, until December 31, 1947, and until his successor is duly appointed and qualified.

Mrs. Martha Haley (Democrat), 1334 West Norwegian Street, Pottsville, from January 3, 1946, until December 31, 1948, and until her successor is duly appointed and qualified.

Archie D. Straughn (Republican), Shenandoah Heights, Shenandoah, to serve until December 31, 1949, and until his successor is duly appointed and qualified, to fill a vacancy.

Mrs. Marguerite M. Freeston (Republican), 718 Mahantongo Street, Pottsville, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice James Redclift, Jr., Shenandoah, whose term expired.

W. J. Roberts (Republican), Girardville, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Harvey Luckenbill, Orwigsburg, whose term expired.

YORK COUNTY

Wm. F. Allen (Republican), 1650 1st Avenue, York to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice H. C. Ulmer, York, whose term expired.

Mrs. Gertrude M. Fitzgerald (Republican), 100 Springdale Road, York, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Mrs. Nellie B. Neely, High Rock, whose term expired.

Clarence Green (Republican), 31 North Adams Street, York, to serve until December 31, 1948, and until his successor is duly appointed and qualified, vice Mrs. Caroline M. Delle, York New Salem, whose term expired.

Charles L. Huber (Republican), 404 West Philadelphia Street, York, to serve until December 31, 1948, and until his successor is duly appointed and qualified, vice Dr. John E. Sheffer, York, whose term expired.

Mrs. Regina M. Heller (Democrat), 339 East Market Street, York, to serve until December 31, 1949, and until her successor is duly appointed and qualified, vice Mrs. Kathryn R. Fix, whose term expired.

JAMES H. DUFF

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following:

MEMBERS OF THE PENNSYLVANIA BOARD OF PAROLE

Major Henry Clarke Hill, Camp Hill, for the term of four years to compute from June 18, 1947, and until his successor is appointed and qualified. (Reappointment)

Theodore H. Reiber, West View, for the term of four years, to compute from June 18, 1947, and until his successor is appointed and qualified. (Reappointment)

MEMBER OF THE PENNSYLVANIA TURNPIKE COMMISSION

James F. Torrance, Export, to serve until June 4, 1957, and until his successor is appointed and qualified. (Reappointment)

MEMBERS OF THE STATE WELFARE COMMISSION

Paul N. Schaeffer, Reading, to serve until the third Tuesday of January, 1951, and until his successor is appointed and qualified.

Mrs. Mary C. Stackpole, Clarks Valley, Dauphin, to serve until the third Tuesday of January, 1951, and until her successor is appointed and qualified.

Mrs. Mary B. Hanson, The Barclay, Philadelphia, to serve until the third Tuesday of January, 1951, and until her successor is appointed and qualified.

Charles L. Brown, City Hall, Philadelphia, to serve until the third Tuesday of January, 1951, and until his successor is appointed and qualified.

Dr. Lewis T. Buckman, 26 West River Street, Wilkes-Barre, to serve until the third Tuesday of January, 1951, and until his successor is appointed and qualified.

Dr. George W. Smeltz, University of Pittsburgh, Pittsburgh, to serve until the third Tuesday of January, 1951, and until his successor is appointed and qualified.

William A. Baird, Cambridge Springs, to serve until the third Tuesday of January, 1951, and until his successor is appointed and qualified.

Alan M. Scaife, Oliver Building, Pittsburgh, to serve until the third Tuesday of January, 1951, and until his successor is appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF WESTERN STATE PENITENTIARY

Thruston Wright, Union Trust Building, Pittsburgh, from October 15, 1946, for the term of four years, and until his successor is appointed and qualified.

Clarence W. Head, Gulf Building, Pittsburgh, from October 21, 1946, for the term of four years, and until his successor is appointed and qualified.

JAMES H. DUFF

UNANIMOUS CONSENT UNDER RULE 38

By unanimous consent,

A motion was made by Mr. KEPHART and Mr. CARR, To grant unanimous consent to immediate consideration of the nominations just reported from the Committee on Executive Nominations, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations just reported.

Which was agreed to.

Whereupon,

A motion was made by Mr. KEPHART and Mr. CARR, That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,

Doehla,
Donlan,
Farrell,

Lane,
Leader,
Letzler,

Stiefel,
Tallman,

Wood, T. N.,
Woodring,

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. KEPHART. Mr. President, I move that the Executive Session do now rise.

Mr. CARR. Mr. President, I second the motion.

The motion was agreed to.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

Mr. WOODRING. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 318, entitled:

An Act validating and confirming titles to real estate conveyed by cities of the third class, unless proceedings to attack such sales are instituted within six years after the effective date of this act or within six years after the date of the sale whichever date is earlier.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 195

Mr. CARR. Mr. President, I submit the report of the Committee of Conference on House Bill No. 195, entitled:

An Act prohibiting discrimination in rate of pay because of sex conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties; and making an appropriation.

The PRESIDENT. The report will lie over for printing under the rules.

CALENDAR

Mr. BECKER. Mr. President, on page 29 of today's Calendar I call up for consideration at this time House Bill No. 817.

BILL ON SECOND READING AMENDED

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 817, entitled:

An Act defining and regulating certain installment sales of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating and licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting incidental charges in connection with such instruments; and fixing maximum interest rates for delinquencies, extensions and loans regulating insurance in connection with such sales; regulating reposessions, redemptions, resales and deficiency judgments, and the rights of par-

ties with respect thereto; authorizing extensions, loans and forfeitures related to such sales; authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties; and repealing certain acts

The first section was read and agreed to.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. BECKER offered the following amendments:

Amend Section 2 (a), page 2, line 9, by inserting after the word "among" and before the word "sellers" the following: "some;" Amend Section 2 (a), page 3, line 1, by inserting after the word "among" and before the word "sales" the following: "some;" Amend Section 2 (a), page 3, line 1, by inserting after the word "and" and before the word "banks" the following: "some."

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the Senate agree to the section?

Mr. BECKER offered the following amendments:

Amend Section 3, page 12, line 3, by striking out at the end of the line after the word "mean" the following: "the Pennsylvania Consumer Credit" and inserting in lieu thereof the following: "the Department of Banking of the Commonwealth of Pennsylvania;" Amend Section 3, page 12, by striking out lines 4 to 7 inclusive.

They were agreed to.

The section was agreed to as amended.

The fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth and sixteenth sections were read and agreed to.

The seventeenth section was read.

On the question,

Will the Senate agree to the section?

Mr. BECKER offered the following amendments:

Amend Section 17 (B), page 35, by striking out lines 19 and 20 inclusive; Amend Section 17 (B), page 36, by striking out lines 1 and 2; Amend Section 17 (B), page 36, line 3, by striking out at the beginning of the line and before the word "provided" the following: "or broker designated by the seller or subsequent holder."

They were agreed to.

The section was agreed to as amended.

The eighteenth and nineteenth sections were read and agreed to.

The twentieth section was read.

On the question,

Will the Senate agree to the section?

Mr. BECKER offered the following amendment:

Amend Section 20 (C), page 44, line 7, by striking out after the word "provided" and before the word "the" the following: "however" and inserting in lieu thereof the following: "further that the word loan herein, shall not include nor this act prohibit, a rearrangement of payments under the instalment sale contract by a refinance transaction involving a restoration of certain instalment payments made under the contract but the refinance charge on such amount restored may be not more than six per centum per annum simple interest and provided further, however, that."

It was agreed to.

The section was agreed to as amended.

The twenty-first, twenty-second, twenty-third, twenty-fourth, twenty-fifth and twenty-sixth sections were read and agreed to.

The twenty-seventh section was read.

On the question,

Will the Senate agree to the section?

Mr. BECKER offered the following amendment:

Amend Section 27, page 52, by striking out lines 2 to 5 inclusive, and inserting in lieu thereof the following: "If the proceeds of the resale are not sufficient to defray the expenses thereof, and also the expenses of retaking, keeping and storing the motor vehicle to which the seller or holder may be entitled and the balance due upon the purchase price, the seller or holder may recover the deficiency from the buyer, or from any one who has succeeded to the obligations of the buyer, provided that where the contract price covering the instalment sale of a motor vehicle, sold for any use other than a commercial or business use, amounts to two thousand dollars or less: (1) the buyer may have the reasonable value of the motor vehicle at the time of resale determined in any action or proceeding brought by the seller to recover the deficiency, the resale price being prima facie but not conclusive evidence of such reasonable value, and the said reasonable value as determined, or the resale price, whichever shall be higher, shall be credited to the buyer on account of his indebtedness; (2) If the buyer has paid an amount equal to eighty per centum or more of the purchase price at the time of his default in the payment of any sum due under the contract, and if the buyer, at the request of the seller and without legal proceedings, surrenders the motor vehicle to the seller in ordinary condition and free from malicious damage, the seller must, within a period of five days from the date of receipt of the motor vehicle at his place of business, elect either (a) to retain the motor vehicle and release the buyer from further obligation under the contract, or (b) To return the motor vehicle to the buyer at the seller's expense and be limited to an action to recover the balance of the indebtedness. If the buyer, at or subsequent to the surrender, agrees that the motor vehicle may be retained by the seller in satisfaction of the indebtedness, the seller shall not be required to sell the motor vehicle. If he elects to retain same in every action or proceeding for a deficiency, the buyer may have the reasonableness of the expense of retaking, keeping and storing the motor vehicle determined. Nothing contained in this section shall apply to a deficiency on a resale which was held prior to the effective date of this act."

It was agreed to.

The section was agreed to as amended.

The twenty-eighth section was read and agreed to.

The twenty-ninth section was read.

On the question,

Will the Senate agree to the section?

Mr. BECKER offered the following amendments:

Amend Section 29, page 53, line 14, by inserting at the end of the line after the word "therefor" the following: "if requested or payment is made in cash;" Amend Section 29, page 54, line 2, by inserting after the word "shall" and before the word "also" the following: "if requested by the buyer."

They were agreed to.

The section was agreed to as amended.

The thirtieth, thirty-first, thirty-second, thirty-third, thirty-fourth, thirty-fifth, thirty-sixth, thirty-seventh, thirty-eighth and thirty-ninth sections and title were read and agreed to.

And said bill having been read at length the second time, as amended,

On the question.

Will the Senate agree to the bill on second reading, as amended?

Mr. BECKER. May the Senate be at ease, Mr. President.

(The Senate was at ease.)

And the question recurring,

Will the Senate agree to the bill on second reading, as amended?

Mr. ROSENFELD. Mr. President, I desire to offer an amendment at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 31, page 56, by inserting after line 20, the following: D—No person or seller licensee shall contract for charge or receive directly or indirectly any charges, credits, brokerage commissions or expenses whatever, from any sales finance company or banking institution in connection with the financing of the sale of any motor vehicle under the provisions of this act; provided however that a service charge or dealers reserve not to exceed two (2%) percent of the principal amount of any such instalment sales contract may be paid or credited by a sales finance company or banking institution to any such seller.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the bill on second reading, as amended?

It was agreed to.

Ordered, To be transcribed for a third reading.

SENATE BILL No. 814 CALLED UP

Mr. DONLAN. Mr. President, I call up Senate Bill No. 814 on page 12 of the Calendar, for consideration at this time.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 814, entitled:

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. TALLMAN. Mr. President, may the Senate be at ease?

(The Senate was at ease)

RECESS

Mr. TALLMAN. Mr. President, I move that the Senate do now take a recess for one hour.

Mr. BECKER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBERS OF THE BOARD OF TRUSTEES OF THE PENNSYLVANIA SOLDIERS' ORPHAN SCHOOL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 13, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of the Pennsylvania Soldiers' Orphan School:

Dr. Ruth Miller Steese, 526 Chestnut Street, Mifflinburg, to serve until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified, to fill a vacancy.

Hon. James E. Van Zandt, 1017 Eighteenth Avenue, Altoona, to serve until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified, to fill a vacancy.

JAMES H. DUFF

COMMUNICATION FROM THE GOVERNOR

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 376,
PRINTER'S No. 316

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 13, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 376, Printer's No. 316, entitled "A Supplement to the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled 'An act providing for joint action by the Commonwealth of Pennsylvania and the State of New Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the power and duties thereof including

the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation' authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending the Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties to enlarge the jurisdiction and power of said commission with respect to the acquisition construction rehabilitation improvement maintenance and operation of bridges across the Delaware River the financing thereof and the fixing charging and collecting of tolls for the use of such bridges and repealing certain acts."

JAMES H. DUFF

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1035, as follows:

An Act to amend section forty of the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050) entitled "An act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties" by providing that the surety on the bond or bonds of a deceased collector for whose estate no executor or administrator has been appointed shall have the sole right and power to take over the tax duplicates in which said surety is interested and to proceed to make collections thereon in accordance with the provisions of this section

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section forty of the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050) entitled "An act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties" is hereby amended to read as follows

Section 40 Collection of Taxes by Sureties of Defaulting or Deceased Collectors (a) When any tax collector shall default in the payment of the taxes charged on the duplicates either by embezzlement negligence or failure to collect such taxes within the time prescribed by this act it shall be lawful for the surety or sureties on his bond to demand from the tax collector the tax duplicates in which said sureties are interested and the tax collector shall turn over to his said sureties such duplicates of the various taxing districts for which he is collector

(b) If the tax collector shall fail neglect or refuse to turn over such duplicates upon demand made by his surety or sureties it shall be lawful for the surety or sureties to present a petition to the court of common pleas of the county in which such tax collector resides setting forth the fact that such collector has defaulted in making collections The court being satisfied that such default has been made shall make an order to compel the

tax collector to turn over to his sureties the tax duplicates upon which the sureties are liable

(b-1) When any tax collector shall have died and no executor or administrator within fifteen (15) days thereafter has been appointed to administer his estate the surety or sureties on his bond shall have the right and power after petitioning the court of common pleas of the county in which such deceased tax collector resided and after the said court has entered an order granting the prayer of the said petition to take over the tax duplicates in which said sureties are interested and to proceed to collect the taxes remaining unpaid upon such duplicates in accordance with the provisions of this section until such time as an executor or administrator of the estate of the deceased tax collector shall be appointed at which time the said surety or sureties shall file an accounting of such collections in the court where the said order was entered and shall pay such undistributed funds to said executor or administrator

(c) The holders of such duplicates shall have the right to appoint a collector for such period of time as herein provided to collect the taxes remaining unpaid upon such duplicates any collector so appointed shall have all the authority and power under the warrant issued to the original collector vested by this act. The authorities issuing said warrants may issue an additional warrant to the collector of such delinquent taxes upon request of such sureties

(d) The provisions of any law extending the time or any warrant for the collection of taxes on duplicates shall likewise extend to the collection of taxes on such delinquent tax duplicates

(e) Whenever the surety or sureties on the bond of any defaulting or deceased tax collector shall under the provisions of this section undertake to collect delinquent taxes charged in any duplicate delivered to such defaulting or deceased tax collector by distress and sale of the goods and chattels of the delinquent or shall distrain on the goods and chattels of any person who shall allege that the taxes with which he stands charged have actually been paid or that such person whose goods and chattels have been distrained upon shall deny liability for such taxes then in either event the taxpayer may petition the court of quarter sessions of the county for a stay of any such sale of goods and chattels distrained upon setting forth the reasons therefor

The court shall have power to stay such sale pending a hearing of the matter. The court shall have power to fix a day for hearing of which due notice shall be given the surety or sureties of such defaulting or deceased tax collector as the court may prescribe

(f) If the court after hearing shall be of the opinion that a taxpayer has actually paid such taxes or is not liable for the taxes with which he stands charged on the duplicate it shall direct satisfaction to be entered on such duplicate by the surety or sureties

(g) The surety or sureties on the bond of any such defaulting or deceased tax collector or any taxpayer shall have the right upon demand made to have a jury pass upon the question whether or not a taxpayer has paid taxes with which he stands charged and if the jury shall find such taxes have been so paid the court shall direct the surety or sureties to enter satisfaction on the duplicate

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 1035 RECALLED FROM THE GOVERNOR

Mr. BECKER. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 1035.

Mr. FARRELL. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1286, entitled:

An Act validating certain conveyances of real property and certain agreements concerning real property made by a county home or by the directors of the poor.

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 1286 RECALLED FROM THE GOVERNOR

Mr. BECKER. Mr. President, I move that the Senate do non-concur in the amendments made by the House to House Bill No. 1286.

Mr. WILSON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 580, entitled:

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" by establishing an exemption for capital actually and exclusively employed in coal mining or coal mining and preparation plant business and the laundering and or supplying of laundered articles and meat processing and or curing business with regard to the capital stock tax and franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies and postponing the effective date of said exemption.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 580

Mr. BECKER. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 580.

Mr. TALLMAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 676, as follows:

An Act to further amend section six hundred twenty-four

of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" providing for qualifications and licensing of excess insurance brokers in all kinds of insurance other than life

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section six hundred twenty-four of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" as amended by the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1186) is hereby further amended to read as follows

Section 624 Excess Insurance Brokers The Insurance Commissioner may issue a license revocable at any time permitting the person copartnership or corporation named therein who meets the qualifications imposed under section six hundred twenty-two of this act to act as a broker to procure for his clients policies of [fire or marine] insurance other than life insurance from companies associations or exchanges not authorized to do business in this Commonwealth Before any [fire or marine] insurance excepting however marine insurance on vessels and vessel property engaged in interstate or foreign commerce shall be procured under or by virtue of said license there shall be executed and filed with the Insurance Commissioner by [the] such licensed broker [and also by the party desiring the insurance] [and] an affidavit which shall have force and effect for one year only from the date thereof setting forth that [the party desiring insurance] is after diligent effort unable to procure the [amount] required [to protect the property owned or controlled or entrusted to him] insurance from [fire or marine] insurance companies mutual insurance companies associations or exchanges excepted duly authorized to transact business in this Commonwealth [The] such licensed broker procuring or delivering policies in such unauthorized companies associations or exchanges shall keep a separate account thereof open at all times without notice to the inspector of the Insurance Commissioner showing the exact amount of insurance placed giving the name of the insured the [location of the insured property] subject of the insurance the gross premium mentioned in the policy the name of the company association or exchange issuing the contract and the number date and term of the policy Each policy shall have written or printed on the outside of it the name of the licensed broker who obtained the same and introduced it into the Commonwealth and after his name shall appear the words "licensed excess insurance broker" Nothing in this section shall be so construed as giving any such licensed broker authority to act as agent for or to in any way represent any such unlicensed company association or exchange in this Commonwealth

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 676

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 676.

Mr. WILSON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 717, entitled:

An Act making an appropriation to the Department of Public Instruction for use at the State Teachers Colleges and Pennsylvania Soldiers' Orphan School for payment of the costs of repairs alterations replacements and improvements to existing plant facilities and equipment for the purchase or replacement of equipment furnishings and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 717

Mr. TALLMAN. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 717.

Mr. WILSON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 783, as follows:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts or appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns of reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" providing for resettlement review and appeal in certain cases of domestic bonus disputes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred one of the the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the ac-

counts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" is hereby amended to read as follows

Section 1101 Notice of Settlement (a) Promptly after the date of any settlement the Department of Revenue shall send by mail or otherwise a copy thereof to the party with whom or with which the settlement was made

(b) Promptly after the date of any settlement which the Department of the Auditor General and the Treasury Department are by this act authorized to make the Department of the Auditor General shall send by mail or otherwise a copy thereof to the party with whom or with which the settlement was made

(c) Where the Secretary of the Commonwealth claims that bonus is due from any domestic corporation under any act of Assembly and such claim is disputed the Secretary of the Commonwealth shall make a settlement for the amount of bonus claimed to be due and shall send by mail or otherwise a copy thereof to the party with which the settlement is made

Section 2 Section one thousand one hundred two of said act as last amended by the act approved the nineteenth day of April one thousand nine hundred forty-five (P. L. 259) is hereby further amended to read as follows

Section 1102 Petition for Resettlement Within ninety (90) days after the date upon which the copy of any settlement was mailed to the party with whom or with which the settlement was made such party or the Commonwealth of Pennsylvania may file with the department which made it a petition for resettlement

Every petition for resettlement shall fully state the reasons which the petitioner believes entitle him or it to such resettlement

It shall be the duty of the department with which the petition was filed within six (6) months after the date of any settlement to dispose of any petition for resettlement

In the case of petitions for resettlement filed with the Department of Revenue the disposition of the petition shall be subject to the approval of the Department of the Auditor General as in the case of original settlements and if the two departments shall be unable to agree the case shall be submitted to the Board of Finance and Revenue by the Department of Revenue The Board of Finance and Revenue shall decide every such case within three (3) months from the date of the submission thereof and in case of its failure to reach a decision within such period the disposition of the Department of Revenue shall automatically become valid and the Board of Finance and Revenue shall immediately return to the Department of Revenue all of the papers appertaining to the case

In the case of petitions for resettlement filed with the Department of the Auditor General the petition shall be disposed of by the joint action of that department and of the Treasury Department as in the case of original settlements

In the case of petitions for resettlements filed with the Department of State the petition shall be disposed of solely by that department

Notice of the action taken upon any petition for a resettlement shall be given to the petitioner promptly after the date of resettlement by the department with which the petition was filed

Section 3 Section one thousand one hundred three of said act as last amended by the act approved the seventh day of May one thousand nine hundred forty-five (P. L. 259) and the act approved the fifteenth day of May one

thousand nine hundred forty-five (P. L. 528) is hereby further amended to read as follows

Section 1103 Petition to Board of Finance and Revenue for Review Within sixty days after the date of mailing of notice by the Department of Revenue or of the Auditor General or of the Department of State of the action taken on any petition for a resettlement filed with it the party with whom the settlement was made or the Commonwealth of Pennsylvania may by petition request the Board of Finance and Revenue to review such action

Every petition for review filed hereunder either shall state specifically therein the reasons upon which the petitioner relies or shall incorporate by reference the petition for resettlement in which such reasons shall have been stated The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true If the petitioner be a corporation joint-stock association or limited partnership the affidavit must be made by one of the principal officers thereof A petition for review may be amended by the petitioner at any time prior to the hearing thereon as hereinafter provided

The Board of Finance and Revenue shall list and hear such petitions within three months after they have been received and shall act finally in disposition of such petitions within six months after they have been received and in the event of the failure of the Board of Finance and Revenue to dispose of any such petition within six months the action taken upon the petition for resettlement shall be deemed sustained

The Board of Finance and Revenue may sustain the action taken on the petition for resettlement or it may resettle the account upon such basis as it shall deem according to law and equity

Notice of the action of the Board of Finance and Revenue shall be given by mail or otherwise to all departments involved and to the petitioner.

Section 4 Section one thousand one hundred eight of said act as amended by the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 528) is hereby further amended to read as follows

Section 1108 Payment of Accounts Without Prejudice to Right of Resettlement Review and Appeal

Any person association corporation public officer or other debtor who or which is required to make to the Department of Revenue a report upon the basis of which any bonus tax or other charge is to be settled or assessed shall have the right at any time to pay to the Department of Revenue the amount of any bonus tax or other charge due or deemed by him or it or them to be due with interest if any as is then due and payable thereon without prejudice to his or their right to present and prosecute a petition for resettlement or redetermination to the Department of Revenue a petition for review to the Board of Finance and Revenue or an appeal to the court of common pleas of Dauphin County in the manner and within the time provided by law

The payment by any corporation of bonus settled against it by the Secretary of the Commonwealth shall not prejudice its right to present and prosecute a petition for resettlement to the Department of State a petition for review to the Board of Finance and Revenue or an appeal to the court of common pleas of Dauphin County in the manner and within the times provided by law

Whenever the principal amount due upon a settlement determination resettlement or redetermination or the principal amount determined to be due upon a petition to the Board of Finance and Revenue or to the Department of State and the person association corporation public officer or other debtor against whom such settlement has been made is satisfied therewith or whenever the principal amount due upon the final judgment entered on any appeal is less than the principal amount paid to the Department of Revenue or to the Department of State the Department of Revenue or the Department of State shall enter a credit in the amount of such difference to the account of such person association corporation public officer or other debtor Such credit may be used by

the person association corporation public officer or other debtor to whose account it is entered in payment of any tax bonus or other claim which may be or become due from him it or them to the Commonwealth and if all such charges have been fully paid any remaining credit may be assigned to any other person association corporation public officer or other debtor and such assignee may use it in payment of any such obligation to the Commonwealth

Section 5 This act shall become effective immediately upon final enactment

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,
Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 783

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the Houe to Senate Bill No. 783.

Mr. WILSON. Mr. President, I second the motion.
On the question,

Will the Senate agree to the motion?
The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Jare,	Margle,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 152

The Senate proceeded to the consideration of the report of the Committee of Conference on Senate Bill No. 152, as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON SENATE BILL No. 152

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 152, entitled: "An act to reenact clauses six, seven, twenty and twenty-three of section two of the act approved the twenty-eighth day of May, one thousand nine hundred thirty-seven, (P. L. 1053), entitled 'An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations and persons; providing for the regulation of public utilities, including to a limited extent,

municipalities engaging in public utility business by prescribing, defining and limiting their duties, powers and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges and franchises; * * * as amended, exempting from the provisions thereof motor vehicles engaged in the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals,"

Respectfully submit the following bill as our report:
GEORGE B. STEVENSON,
JAMES S. BERGER,
MAXWELL S. ROSENFELD,
(Committee on the Part of the Senate.)
CLARENCE E. MOORE,
D. RAYMOND SOLLENBERGER,
A. V. CAPANO,
(Committee on the Part of the House of Representatives.)

An Act to reenact clauses six seven twenty and twenty-three of section two of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulations of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contact carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisons of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervsion and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulatng practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedngs prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" as amended exempting from the provisions thereof motor vehicles engaged in the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clauses six seven twenty and twenty-three of section two of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" as temporarily amended by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1181) and the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1206) are hereby reenacted to read as follows

Section 2 Definitions The following words terms and phrases shall have the meanings ascribed to them in this section unless the context clearly indicates otherwise

* * * * *

(6) "Common Carrier by Motor Vehicle" means any common carrier who or which holds out or undertakes the transportation of passengers or property or both or any class of passengers or property between points within this Commonwealth by motor vehicle for compensation whether or not the owner or operator of such motor vehicle or who or which provides or furnishes any motor vehicle with or without driver for transportation or for use in transportation of persons or property as aforesaid and shall include common carriers by rail water or air and express or forwarding public utilities in so far as such common carrier or such public utilities are engaged in such motor vehicle operations but shall not include (a) a lessor under a lease given on a bona fide sale of a motor

vehicle where the lessor retains or assumes no responsibility for maintenance supervision or control of the motor vehicle so sold or (b) transportation of school children in any motor vehicle owned by any school district or operated under contract with any school district which transportation is lawfully paid for by the school district from district funds or (c) any owner or operator of a farm transporting agricultural products from or farm supplies to such farm or any independent contractor or cooperative agricultural association hauling agricultural products or farm supplies exclusively for one or more owners or operators of farms (d) any person or corporation who or which uses or furnishes for use dump trucks for the transportation of ashes rubbish excavated and road construction materials (e) transportation of property by the owner to himself or to purchases directly from him in vehicles owned and operated by the owner of such property and not otherwise used in transportation of property for compensation for others (f) transportation of voting machines to and from polling places by any person or corporation for or on behalf of any political subdivision of this Commonwealth for use in any primary general or special election (g) any person or corporation who or which uses or furnishes for use trucks for the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals

(7) "Contract Carrier by Motor Vehicle" means any person or corporation who or which provides or furnishes transportation of passengers or property or both or any class of passengers or property between points within this Commonwealth by motor vehicle for compensation whether or not the owner or operator of such motor vehicle or who or which provides or furnishes with or without drivers any motor vehicle for such transportation or for use in such transportation other than as a common carrier by motor vehicle but shall not include (a) a lessor under a lease given on a bona fide sale of a motor vehicle where the lessor retains or assumes no responsibility for maintenance supervision or control of the motor vehicle so sold or (b) any bona fide agricultural cooperative association transporting property exclusively for the members of such association on a non-profit basis or any independent contractor hauling exclusively for such association or (c) any owner or operator of a farm transporting agricultural products from or farm supplies to such farm or any independent contractor hauling agricultural products or farm supplies exclusively for one or more owners or operators of farms (d) transportation of school children in any motor vehicle owned by any school district or operated under contract with any school district which transportation is lawfully paid for by the school district from district funds or (e) any person or corporation who or which uses or furnishes for use dump trucks for the transportation of ashes rubbish excavated or road construction materials or (f) transportation of voting machines to and from polling places by any person or corporation for or on behalf of any political subdivision of this Commonwealth for use in any primary general or special election (g) any person or corporation who or which uses or furnishes for use trucks for the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals

* * * * *

(20) "Service" is used in this act in its broadest and most inclusive sense and includes any and all acts done rendered or performed and any and all things furnished or supplied and any and all facilities used furnished or supplied by public utilities or contract carriers by motor vehicle in the performance of their duties under this act to their patrons employees other public utilities and the public as well as the interchange of facilities between two or more of them but shall not include any acts done rendered or performed or any thing furnished or supplied or any facility used furnished or supplied by public utilities or contract carriers by motor vehicle in the trans-

portation of voting machines to and from polling places for on behalf of any political subdivision of this Commonwealth for use in any primary general or special election or in the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals

(23) "Transportation of Passengers or Property" means any and all service in connection with the receiving transportation elevation transfer in transit ventilation refrigeration icing storage handling and delivering of property baggage or freight as well as any and all service in connection with the transportation or carrying of passengers but shall not mean any service in connection with the receiving transportation handling or delivering of voting machines to and from polling places for or on behalf of any political subdivision of this Commonwealth for use in any primary general or special election or the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 152

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 152.

Mr. WOLFE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margle,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 633

The Senate proceeded to the consideration of the report of the Committee of Conference on Senate Bill No. 633, as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON SENATE BILL No. 633

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the

part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 633, entitled: "An Act to further amend subsection (c) of section two of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216) entitled 'An act to define real estate brokers and real estate salesmen, and providing for the licensing, regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business,' excluding certain officers and employees of cemetery companies engaged in selling cemetery plots from the provisions of the act."

Respectfully submit the following bill as our report:

FREDERICK L. HOMSHER,
GEO. N. WADE,
LOUIS KLEIN,

(Committee on the Part of the Senate.)

C. G. KRISE,
CHARLES J. MILLS,
A. M. GIBSON,

(Committee on the Part of the House of Representatives.)

An Act to further amend subsection (c) of section two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" excluding certain officers and employees of cemetery companies engaged in selling cemetery plots from the provisions of the act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of section two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" as last amended by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1023) is hereby further amended to read as follows

Section 2 * * *

(c) Neither of the said terms "real estate broker" or "real estate salesman" shall be held to include within the meaning of this act any person firm association partnership or corporation who as owner shall perform any of the acts with reference to property owned by them unless the principal business of such person firm association partnership or corporation is the purchasing selling renting trading or exchanging of such property nor any person holding in good faith a duly executed letter of attorney from the actual owner of any real estate authorizing the sale conveyance or leasing of such real estate for and in the name of such owner or the negotiating of any loan thereon where only one transaction is involved and where such letter of attorney is recorded in the office of the recorder of deeds nor shall they be held to include in any way attorneys at law and justices of the peace nor shall they be held to include any receiver trustee in bankruptcy administrator or executor or any other person or corporation acting under the appointment or order of any court or as trustee under the authority of a will or deed of trust where only the transactions pertaining thereto are involved or the duly executive officer of any banking institution or trust company operating under the banking laws of Pennsylvania nor shall they be held to include any officer or employee of a cemetery company who as incidental to his principal duties and without remuneration therefor shows lots in such company's cemetery to persons for their use as a family burial lot and who accepts deposits on such lots for the representatives of the cemetery company legally authorized to sell the same

Section 2 The provisions of this act shall become effective immediately upon its final enactment

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 633

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 633.

Mr. WOLFE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolf,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1046

The Senate proceeded to the consideration of the report of the Committee of Conference on House Bill No. 1046, as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON HOUSE BILL NO. 1046

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1046, entitled: "An act to amend section two of the act approved the twenty-sixth day of May, one thousand nine hundred twenty-one, (P. L. 1172), entitled 'A Supplement to the act approved the seventeenth day of May, one thousand nine hundred seventeen, (P. L. 208), entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law, and providing for the purchase of samples of drugs for determining their quality, strength and purity,' requiring permits to conduct pharmacies; providing for the revocation thereof, and prescribing penalties,' regulating the use of a corporate title in applying for a pharmacy permit and its use on labels."

Respectfully submit the following bill as our report:

JACOB W. CARR,
A. EVANS KEPHART,
JOSEPH M. BARR,
(Committee on the Part of the Senate.)

JOHN C. WALTON,
E. H. BANE,
W. W. SERRILL,

(Committee on the part of the House of Representatives.)

An Act to amend section two of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A Supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words "drug" and "poison" and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" regulating the use of a corporate title in applying for a pharmacy permit and its use on labels and advertisements except signs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twenty-sixth day of May one thousand nine hundred twenty one (P. L. 172) entitled "A Supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words "drugs" and "poison" and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" is hereby amended to read as follows

Section 2 Upon application on a form to be prescribed and furnished it and the payment of a fee of two dollars (\$2.00) the [Pennsylvania] State Board of Pharmacy shall issue a permit to conduct a pharmacy to such persons associations copartnerships or corporations as the board deems qualified to conduct such business Every corporation in applying for a pharmacy permit shall use its full corporate title which shall also be used on all labels and advertisements except signs All permits issued under the provisions of this act shall be exposed in a conspicuous place in the pharmacy for which it was issued and shall expire on the first day of July following the date of issue No permit shall be issued unless it appears to the satisfaction of the board that the management of the pharmacy is in the charge of a pharmacist registered under the provisions of the act to which this is a supplement All permit fees collected under the provisions of this act shall be paid into the State Treasury

Section 2 The provisions of this act shall become effective the first day of January one thousand nine hundred forty-eight

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1046

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1046.

Mr. WILSON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 326, as follows:

An Act relating to marriage and amending revising consolidating and changing the law relating thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Licenses Necessary to Marry No person shall be joined in marriage within this Commonwealth until a marriage license shall have been first obtained from the clerk of the orphans' court of any county A license so issued shall authorize the marriage ceremony to be performed in the county where the license is issued or in any other county of this Commonwealth

Section 2 Application for License to Marry No license to marry shall be issued by any clerk of the orphans' court except upon written and verified application made by both of the parties intending to marry Such applications shall contain a statement of (a) the full christian name and surname and date of birth of the applicants (b) the color age occupation birth place and residence of the applicants (c) the full christian name and surname residence color occupation and birth place of their parents including the maiden name of the mothers (d) whether the marriage is the first second or other marriage (e) that neither of the applicants is afflicted with a transmissible disease (f) that each of the parties has submitted to an examination within thirty (30) days of the application for the license as to the existence or non-existence of syphilis and has presented a proper statement entitling him or her to a license to marry signed by a duly licensed physician and (g) such other facts as the Department of Health may deem necessary to determine whether any legal impediment to the proposed marriage exists

Section 3 Waiting Period After Application for License No license to marry shall be issued until three (3) full days shall have intervened between the day of making application therefor and the granting of the license except in cases of emergency or extraordinary circumstances when a judge of the orphans' court may authorize the license to be issued at any time before the expiration of said three (3) days

Section 4 Restrictions on the Issue of Marriage License No license to marry shall be issued by any clerk of the orphans' court

(a) Until there shall be in the possession of the clerk

of the orphans' court a statement or statements signed by a duly licensed physician of the Commonwealth of Pennsylvania that each applicant within thirty (30) days of the application for the marriage license has submitted to an examination to determine the existence or nonexistence of syphilis which examination has included a standard serological test or tests for syphilis and that in the opinion of the examining physician the applicant is not infected with syphilis or if so infected is not a stage of that disease which is likely to become communicable The physician's statement shall be accompanied by a statement from the person in charge of the laboratory making the test or from some other person authorized to make such statement setting forth the name of the test the date it was made the name and address of the physician to whom a report was sent and the exact name and address of the person whose blood was tested but not setting forth the result of the test

(b) Unless at least one (1) of the applicants is identified to the satisfaction of the clerk of the orphans' court applied to for such license or unless at least one (1) of the applicants has attached thereto a certificate from the alderman magistrate notary public or justice of the peace before whom it was taken stating that the applicant was identified to the satisfaction of such officers

(c) If either of the applicants is under the age of twenty-one (21) years unless the consent of a parent or guardian shall be personally given before the clerk or be certified under the hand of a parent or guardian attested by two (2) adult witnesses and in the latter case the signature of the parent or guardian shall be acknowledged before an officer authorized by law to take acknowledgments When such a minor has no guardian and the judge of the orphans' court is absent or not accessible for any reason the clerk of the orphans' court or a duly appointed assistant clerk of said court may appoint a guardian pro hac vice for such minor

(d) If either applicant therefor be under the age of sixteen (16) years Provided That a judge of the orphans' court shall have discretion to authorize a license to be issued by the clerk of the orphans' court in special cases where one (1) or both of the applicants is under the age of sixteen (16) years

(e) If either of the applicants for license is an imbecile epileptic of unsound mind or under guardianship as a person of unsound mind or a feeble minded person

(f) If either applicant is or has been within five (5) years preceding the time of the application an inmate of any institution for the insane or home for indigent persons unless it satisfactorily appears that the cause for such condition has been removed and that the male applicant is able to support a family

(g) If at the time of making application either of the applicants is under the influence of intoxicating liquor or narcotic drug

(h) To a person (divorced by his or her former spouse on the grounds of adultery) for the marriage of such person to the person with whom the crime of adultery was committed during the lifetime of the former husband or wife

(i) To applicants who are of kin of the degree of first cousins

(j) To applicants within the prohibited degrees of consanguinity and affinity which are as follows

Degrees of Consanguinity

A man may not marry his mother
 Do.....do.....daughter
 Do.....do.....father's sister
 Do.....do.....mother's sister
 Do.....do.....sister
 Do.....do.....the daughter of his son or daughter

A woman may not marry her father
 Do.....do.....mother's brother
 Do.....do.....father's brother
 Do.....do.....brother
 Do.....do.....son
 Do.....do.....the son of her son or daughter

Degree of Affinity

A man may not marry his father's wife

Do.....do.....son's wife

Do.....do.....wife's daughter

Do.....do.....the daughter of his wife's son or daughter

A woman may not marry her mother's husband

Do.....do.....daughter's husband

Do.....do.....husband's son

Do.....do.....the son of her husband's son or daughter

Section 5 Tests for Syphilis Physician's Statement Appeals Filing (a) For the purpose of this act a standard serological test for syphilis shall be a test approved by the State Department of Health and shall be made at a laboratory approved to make such tests by the State Department of Health. Such laboratory tests as are required to be made by this act shall one request of the physician submitting the sample and on his certificate that the applicant is unable to pay be made without charge by the State Department of Health.

(b) An applicant for a marriage license having been denied a physician's statement as required by this act shall have the right of appeal to the Department of Health of the Commonwealth of Pennsylvania for a review of the case and the said department shall after appropriate investigation issue or refuse to issue a statement in lieu of the physician's statement required by section one of this act.

(c) The statements of the physician who examined the applicant and the laboratory which made the serological test shall be uniform throughout the State and shall be upon forms provided therefor by the State Department of Health. These forms shall be filed by the clerk of the orphans' court separately from the applications for marriage licenses and shall be regarded as absolutely confidential by any and every person whose duty it may be to obtain, make, transmit or receive such information or report.

Section 6 Examination of Applicants Each of the applicants for a marriage license shall appear in person before the clerk of the orphans' court of the county in which the license is to be issued or before an alderman, magistrate, Notary Public or justice of the peace of that county or of any other county.

At the time of such appearance the applicant or both of them if they appear together shall be examined under oath or affirmation as to

(a) The legality of the contemplated marriage

(b) Any prior marriage or marriages and its or their dissolution if by divorce a certified copy of the decree shall be produced and filed

(c) All the information required to be furnished on the application for license as prepared by the Department of Health and

(d) The restriction set forth in section four of this act

The application or applications shall thereupon be completed in accordance with such examination and duly sworn or affirmed and subscribed to by the applicant or applicants

Upon the completion of any application or applications taken before an alderman, magistrate, Notary Public or justice of the peace such application or applications shall be promptly transmitted to the clerk of the orphans' court of the county in which the license is to be issued. There shall be attached to each application so forwarded a certificate of the officer before whom it was taken certifying that the applicant was identified to the satisfaction of such officer.

The clerk of the orphans' court wherein the application for license is filed when properly completed applications on behalf of each of the parties to the proposed marriage have been taken before him or duly forwarded to him by an alderman, magistrate, Notary Public or justice of the peace shall if there is no legal objection to the marriage grant a license. Such license shall not be granted until

three (3) days shall have intervened from the date of the filing in said office of the most recent of the two (2) applications therefore is received by or filed with the clerk of the orphans' court.

The clerk of the orphan's court shall provide application blanks upon request to aldermen, magistrates, Notaries Public and justices of the peace and also blanks for certifying the identification of applicants.

Section 7 Orphans' Court To Pass Upon Refusal of Clerk to Issue License In those cases where the right to a license is not made to appear the clerk of the orphans' court shall refuse to issue the same. At once upon such refusal he shall certify the proceedings to the orphans' court of the county without formality or expense to the applicants for license who shall be notified by the clerk of such action.

Such application for a license to marry shall thereupon at the earliest possible time be heard by a judge of said court without a jury in court or in chambers during the term or in vacation as the case may be. The finding of the court that a license ought to issue or ought not to issue shall be final and the clerk of the orphans' court shall act in accordance therewith.

The true intent of this section is to secure for applicants a hearing before the orphans' court without affirmative action by said applicants and to give notice to them of such hearing its time and place without delay or expense.

Section 8 Recording Application and Consent Certificate The applications for license and all consent certificates shall be immediately recorded by the clerk of the orphans' court in a book provided for that purpose at the cost of the county which shall be called the marriage license docket and which shall be a public record open to inspection or examination by the public at all times during business hours. Any person may make a copy or abstract of the entries contained in the said marriage license docket for the purpose of publication in any regularly published daily or weekly newspaper and it shall be lawful to publish said copy or abstract in any regularly published daily or weekly newspaper printed within the Commonwealth.

Section 9 Form of Marriage Licenses Marriage Certificates (a) The marriage license as issued by the clerk of the orphans' court shall not be valid for a longer period than sixty (60) days from the date of issue and shall be in form substantially as follows to wit:

Commonwealth of Pennsylvania Marriage License Docket No

County of ss

To any person authorized by law to solemnize marriage

You are hereby authorized to join together in marriage according to the laws of the Commonwealth of Pennsylvania A..... B..... of full age and never heretofore married and C..... D..... likewise of full age and never heretofore married

Given under my hand and seal of the orphans' court of said county of at this day of one thousand A..... B..... Clerk

If either of said parties is not of full age of twenty-one (21) years then in lieu of the words "of full age" his or her age shall be stated and if either of said parties shall have been married previously to the issuing of such license then in lieu of the words "never previously married" the number of times he or she shall have been previously married and the mode by which said prior marriage or marriages was or were dissolved shall be stated if by divorce the cause for which such divorce shall have been granted.

(b) The license shall have appended to it two (2) certificates numbered to correspond with said license (one (1) marked original and one (1) marked duplicate) which shall be in form substantially as follows:

I the undersigned hereby certify that on the day of one thousand

at Pennsylvania
and were by me united in marriage in ac-
cordance with license issued by clerk of the orphans' court
of county Pennsylvania num-
bered

(Signed)

(Title of person solemnizing marriage)

Section 10 Persons Qualified to Solemnize Marriages The chief justice and each justice of the Supreme Court the president judge and each judge of the Superior Court each judge of the court of common pleas judge of the orphans' court judge of a county court judge of a municipal court magistrate alderman justice of the peace mayor of any city and burgess of any borough of this Commonwealth and every minister priest or rabbi of any regularly established church or congregation is hereby authorized to solemnize marriages between such persons as produce a proper marriage license Every religious society religious institution or religious organization in this Commonwealth may join together in marriage such persons as are members of the said society institution or organization or when one (1) of such persons is a member of such society institution or organization according to the rules and customs of the society institution to which they or either of them belong

Section 11 Returns of Marriages The certificate marked "original" shall by the person solemnizing the marriage be duly signed and be given to the parties contracting the marriage and the certificate marked "duplicate" shall by the person or by a member of the religious society institution or organization solemnizing the marriage be duly signed and returned to the clerk of the orphans' court who issued the license within thirty (30) days after the solemnizing of said marriage If the marriage was solemnized by the parties themselves the certificate marked "original" shall be signed by the parties to the marriage and be attested by two (2) witnesses and be retained by the parties contracting the marriage and the certificate marked "duplicate" shall be signed by the parties to the marriage and be attested by the same two (2) witnesses and be returned to the clerk of the orphans' court issuing the same within thirty (30) days

The clerk of the orphans' court upon the reception of the "duplicate" certificate shall enter the same upon the marriage license docket with the marriage license application

Section 12 Marriages Within Degrees of Consanguinity and Affinity All marriages within the prohibited degrees of consanguinity or affinity as set forth in this act including marriages between first cousins are hereby declared voidable to all intents and purposes but when any of said marriages shall not have been dissolved during the life time of the parties the unlawfulness of the same shall not be inquired into after the death of either of the parties thereto

Section 13 Marriages During Existence of Former Marriage If a person during the life-time of a husband or wife with whom a marriage is in force enters into a subsequent marriage pursuant to the requirements of this act and the parties thereto live together thereafter as husband and wife and such subsequent marriage was entered into by one (1) or both of the parties in good faith in the full belief that the former husband or wife was dead or that the former marriage had been annulled or terminated by a divorce or without knowledge of such former marriage they shall after the impediment to their marriage has been removed by death of the other party to the former marriage or by annulment or divorce if they continue to live together as husband and wife in good faith on the part of one (1) of them be held to have been legally married from and after the removal of such impediment

Section 14 Preparation of Forms Applications or licenses to marry consent certificate statements of physicians and laboratories relative to examination for syphilis and marriage licenses shall be supplied to the clerk of the orphans' court by the county commissioners at the expense of the

county and shall be uniform throughout the Commonwealth and specimen forms thereof as prepared by the Department of Health shall from time to time be furnished to the several clerks of the orphans' courts of this Commonwealth

Section 15 Fees The fee to be charged by the clerk of the Orphans' court in various counties for issuing a marriage license or declaration and for returns thereof to the Department of Health shall be two dollars and fifty cents (\$2.50) two dollars (\$2) of which shall be for the use of the clerk of the orphans' court of the County wherein such license is issued and fifty (50) cents for the use of the Commonwealth Where either of the applicants for a license is under the age of twenty-one (21) years and the consent of a parent or guardian is necessary as herein provided the clerk of the orphans' court shall receive for his own use an additional fee of fifty (50) cents for recording the certificate of consent

All moneys collected by the said clerk for the use of the Commonwealth shall at the end of each month be transmitted to the State Treasurer to be placed in the general fund for the use of the Commonwealth

Section 16 Certified Copies of Records Evidence A certified copy of the record of a marriage license under the hand of the clerk of the orphans' court and the seal of said court or under the hand of the Secretary of Health and the seal of the Department of Health shall be received in all courts of this Commonwealth as prima facie evidence of said marriage between the parties therein named

Section 17 Penalties (a) Any clerk of the orphans' court who shall wilfully issue a marriage license in any manner except as provided for in this act or who shall refuse or neglect to enter upon the marriage docket any marriage license application or any marriage license issued from his office immediately after it is issued or to enter any consent certificate or authorization of a judge of the orphans' court or shall fail to keep the marriage docket open for inspection or examination by the public or shall prohibit or prevent any person from making a copy or abstract of the entries in the marriage license docket for the purpose of publishing the same in any regularly published daily or weekly newspaper shall upon conviction in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars (\$50) and cost for each offense

(b) Any applicant for a marriage license physician or representative of a laboratory who shall misrepresent any of the facts described by paragraph (a) of section four of this act or any licensing officer failing to receive the statements prescribed by said paragraph or who shall have reason to believe that any of the facts thereon have been misrepresented and shall nevertheless issue a marriage license or any person who shall disregard the confidential character of the information or reports required by said paragraph or any other person who shall otherwise fail to comply with the provisions of said paragraph shall upon conviction thereof in a summary proceeding in the county wherein such offense was committed be sentenced to pay a fine of not less than twenty dollars (\$20) nor more than one hundred dollars (\$100) and the costs of prosecution and upon failure to pay such fine and costs shall be imprisoned not less than ten (10) nor more than thirty (30) days

(c) Any person solemnizing a marriage who shall neglect or refuse to return the "duplicate" certificate of marriage to the clerk of the orphans' court within thirty (30) days after the marriage was solemnized shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of fifty dollars (\$50) and costs

(d) If any person shall solemnize any marriage ceremony or shall be a party or an attesting witness to the same without the parties to the marriage having first obtained the proper license as provided for in this act he she or they so officiating contracting or attesting shall upon conviction in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars (\$50)

(e) Any person who shall knowingly perform a marriage ceremony between parties when either of said parties

is intoxicated shall be guilty of a misdemeanor and upon conviction thereof shall pay a fine of fifty dollars (\$50) or be imprisoned not exceeding sixty (60) days or both

(f) Any alderman magistrate Notary Public or justice of the peace who shall knowingly insert or permit to be inserted any false statement in any application for marriage license or who shall make any false certification that the applicant named in such applicant was satisfactorily indentified to him shall upon conviction in a summary proceedings be sentenced to pay a fine not exceeding fifty dollars (\$50) and costs

(g) All fines and penalties collected pursuant to this act shall be for the use of the county in which the marriage license was issued

Section 18 Statistics Each clerk of the orphans' court shall furnish the Department of Health not later than the tenth day of each month with a transcript or record of each marriage license issued and of each return of the celebration of a marriage received or filed in his office during the preceding calendar month

The transcripts or records required to be furnished shall be made by the clerk of the orphans' court on forms prepared from time to time by the Department of Health and shall contain such information as the Department may require. The forms so prepared shall be furnished to the clerk of the orphans' court by the county commissioners at the expense of the county

The records so furnished to the Department of Health shall be public records open to inspection during business hours. The Department of Health shall from time to time compile and publish statistics from such records for public information

Section 19 Short Title This act shall be known and may be cited as the "Marriage Law"

Section 20 Repeals The following acts and parts of acts are hereby repealed as specifically indicated

Sections five six and nine of the act approved the thirteenth day of March one thousand eight hundred fifteen (P. L. 150) entitled "An act concerning divorces" so far as supplied by this act

Section two of the act approved the tenth day of April one thousand eight hundred and forty-nine (P. L. 549) entitled "An act to prevent the killing of deer at certain season in Union county and relative marriage certificates" absolutely

Section four of the act approved the eighth day of May one thousand eight hundred fifty-four (P. L. 663) entitled "An act to protect certain domestic and private rights and prevent abuses in the sale and use of intoxicating drinks" absolutely

The act approved the twenty-third day of June one thousand eight hundred eighty-five (P. L. 146) entitled "An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry" absolutely

The act approved the twenty-third day of May one thousand eight hundred eighty-seven (P. L. 170) entitled "An act to amend section three of an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June one thousand eight hundred eighty-five" absolutely

The act approved the first day of May one thousand eight hundred ninety-three (P. L. 27) entitled "An act to amend an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June Anno Domini one thousand eight hundred eighty-five relating to the county wherein to secure the license" absolutely

The act approved the twenty-second day of May one thousand eight hundred ninety-five (P. L. 99) entitled "An act requiring clerks of orphans' courts to keep marriage license dockets open for inspection by the public and allow copies or abstracts of the same to be made for publication and providing a penalty for noncompliance" absolutely

The act approved the eighteenth day of June one thousand eight hundred ninety-five (P. L. 202) entitled "An act to amend the first section of an act entitled 'An act

to amend an act entitled "An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry"' approved the first day of May Anno Domini one thousand eight hundred ninety-three relating to the county wherein to secure the license" absolutely

The act approved the twenty-fourth day of June one thousand nine hundred one (P. L. 597) entitled "An act making it unlawful for first cousins to be joined in marriage and declaring all marriages contracted after the first day of January Anno Domini one thousand nine hundred two in violation of this act void" absolutely

The act approved the twenty-seventh day of March one thousand nine hundred three (P. L. 80) entitled "An act to further amend an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June one thousand eight hundred eighty-five" absolutely

The act approved the twenty-fourth day of March one thousand nine hundred five (P. L. 58) entitled "An act to further amend an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June one thousand eight hundred eighty-five empowering notarie. public to inquire of parties intending to marry touching the legality of their contemplated marriage and administer oaths to them" absolutely

The act approved the sixth day of May one thousand nine hundred nine (P. L. 446) entitled "An act to amend the first section of an act entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' approved the twenty-third day of June Anno Domini eighteen hundred eighty-five by increasing license fee" absolutely

The act approved the twenty-fourth day of July one thousand nine hundred thirteen (P. L. 1013) entitled "An act regulating the issuance of licenses to marry prohibiting the issuance of such licenses to certain persons regulating the time during which licenses shall be valid and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court and prescribing the duties of the clerk of the orphans' court" absolutely

The act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 636) entitled "An act to amend section three of the act approved the twenty-third day of June one thousand eight hundred eighty-five entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' as amended" absolutely

The act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 494) entitled "A supplement to the act approved the twenty-third day of June one thousand eight hundred eighty-five (P. L. 146) entitled 'An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry' imposing an additional license fee for the use of the Commonwealth" absolutely

The act approved the second day of May one thousand nine hundred twenty-five (P. L. 494) entitled "An act fixing the fee to be charged for the issuing of marriage licenses" absolutely

The act approved the twenty-fourth day of March one thousand nine hundred twenty-seven (P. L. 64) entitled "An act establishing the minimum marriageable age at sixteen years and providing for certain exceptions thereto" absolutely

The act approved the seventh day of May one thousand nine hundred thirty-five (P. L. 152) entitled "An act to amend section one of the act approved the twenty-fourth day of July one thousand nine hundred thirteen (P. L. 1013) entitled 'An act regulating the issuance of licenses to marry prohibiting the issuance of such licenses to certain persons regulating the time during which licenses shall be valid and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court and prescribing the duties of the clerk of the orphans' court' by requiring three (3) days to elapse between the application for and the issuance of the license absolutely

The act approved the seventeenth day of May one thousand nine hundred thirty-nine (P. L. 148) entitled "An act regulating the issuance of marriage licenses prohibiting the issuance thereof to persons infected with syphilis in certain states requiring each applicant to produce certain evidence of freedom from such disease imposing duties upon the Department of Health and the clerk of the orphans' court of the various counties and imposing penalties" absolutely

All acts and parts of acts inconsistent with this act are hereby repealed

Section 21 Effective Date The provisions of this act shall become effective the first day of January one thousand nine hundred forty-eight

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Frazier,	Letzler,	Tarr,
Becker,	Geltz,	Lord,	Taylor,
Berger,	Haluska,	Mahany,	Tyler,
Blass,	Hare,	Mallery,	Wade,
Carr,	Heyburn,	Margie,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,			

NAYS—1

Rahauser,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate resumed the consideration of House Bill No. 601, as follows:

An Act to amend section one of the act approved the eighteenth day of March one thousand eight hundred seventy-five (P. L. 32) entitled "An act requiring recorders of deeds to prepare and keep in their respective offices general direct and ad sectum indexes of deeds and mortgages" recorded therein prescribing the duty of said recorder and declaring that the entries in said general indexes shall be notice to all persons" prescribing additional entries to be made by recorders of deeds in counties of the second class in the indexes for deeds and indexes for mortgages

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the eighteenth day of March one thousand eight hundred seventy-five (P. L. 32) entitled "An act requiring recorders of deeds to prepare and keep in their respective offices general direct and ad sectum indexes of deeds and mortgages recorded therein prescribing the duty of said recorders and declaring that the entries in said general indexes shall be notice to all persons" is hereby amended to read as follows

Section 1 Be it enacted &c That in the addition to the indexes which the recorder of deeds in each county of this commonwealth is required to keep the said recorder shall carefully and accurately prepare and keep in his

office two general indexes of all deeds recorded therein in one of which to be known as the direct index he shall enter in their order the name of the grantor the name of the grantee the volume and page wherein the deed is recorded and in the other to be known as the ad sectum index he shall enter in their order the name of the grantee the name of the grantor the volume and page wherein the deed is recorded He shall in like manner also prepare and keep two general indexes one direct and the other ad sectum of all mortgages recorded in his office in counties of the Second Class He shall hereafter enter in both said indexes of deeds and in both the indexes of mortgages the date of recording and the name of the city or borough or township and the number of the ward thereof if any in which the property affected is stated in the recorded instrument to be located and the primary as well as the permanent indexes shall contain the foregoing entries as to date of recording and locality of each property affected Provided That where an instrument affects property in more than one ward city borough town or township and the space on the index is insufficient to permit the writing of the locality of each property affected the name of the county alone shall be full compliance with this act Said indexes shall be arranged alphabetically and in such a way as to afford and easy and ready reference to said deeds and mortgages respectively and shall be written in a plain and legible hand Provided however That in any county where such indexes have already been prepared and in use or where and special law relating to any of said indexes is now in force they shall be adopted and kept as if made in pursuance of this act

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr,	Frazier,	Letzler,	Tarr,
Becker,	Geltz,	Lord,	Taylor,
Berger,	Haluska,	Mahany,	Tyler,
Blass,	Hare,	Mallery,	Wade,
Carr,	Heyburn,	Margie,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,			

NAYS—1

Rahauser,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

THIRD READING CALENDAR

BILL RECOMMENDED

Mr. TALLMAN. Mr. President, I move that House Bill No. 56, on third reading, entitled:

An Act relating to the lien of mortgages defeasible deeds in the nature of mortgages verdicts and amicable adverse judgments imposing duties on certain county officials and protecting the lien of mortgages given by purchasers to sellers if recorded within thirty days from the date of such mortgage.

be recommitted to the Committee on Judiciary General. Mr. TAYLOR. Mr. President, I second the motion. The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order, The Senate proceeded to the third reading and consideration of House Bill No. 73, as follows:

An Act to further amend section two hundred twenty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by further regulating the vacation leave and sick leave to which State employes are entitled with pay

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred twenty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1865) is hereby further amended to read as follows

Section 222 Work-Hours and Vacations Each employe of an administrative department of an independent administrative board or commission or of a departmental administrative board or commission if employed for continuous service shall work during such hours as the head of the department or the board or commission shall require but not less than thirty-five hours per week Such employe shall be entitled during each calendar year to fifteen days' vacation leave [of absence] and sick leave not to exceed fifteen days with full pay and in special and meritorious cases where to limit the annual vacation or sick leave to fifteen days in any one calendar year

would work peculiar hardships the extent of such leave with pay may [in the discretion of the head of the department or of the board or commission] be extended [but any such extensions shall not be for more than fifteen days except] beyond any unused leave that may have accumulated as hereafter provided with the approval of the Executive Board in the case of employes of departments or of independent administrative boards or commissions and in the case of employes of departmental administrative boards or commissions of the departments with which such boards or commissions are respectively connected Both the vacation leave and sick leave shall be cumulative under the following conditions (a) Where it has been impossible to grant to an employe all or any part of the vacation leave during the calendar year in which it is accrued such unused vacation leave may be accumulated and granted to the employe during the succeeding calendar year and (b) Unused sick leave may be accumulated not to exceed fifteen days in addition to sick leave accruing for the current calendar year and may be granted to the employe upon presentation of evidence satisfactory to the employer in instances of extended hospitalization protracted illnesses or serious injury This section shall be construed to mean that the pay of such employe shall cease upon the expiration of the granted leave regardless of his or her continuation thereafter upon the rolls of the department board or commission The annual vacation leave and the annual sick leave [of absence] with pay shall be exclusive of Saturdays Sundays and legal holidays

And said bill having been read at length the third time, and agreed to,

On the question, Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Parr,
Becker,	Geltz	Mahany,	Taylor
Berger,	Haluska	Mallery	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn	Rahauser,	Wagner
Chapman	Holland	Rosenfeld	Walker,
Crider,	Homsher	Ruth,	Watson
Crowe,	Jaspan	Scarlett,	Wilson
Dent,	Kephart,	Snowden,	Wolfe,
DISilvestro	Klein,	Stevenson	Wood L H.
Doehla,	Lane,	Stiefel	Wood T N.
Donlan,	Leader,	Tallman	Woodring
Farrell,	etzier		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order, The Senate proceeded to the third reading and consideration of Senate Bill No. 198, as follows:

An Act making an appropriation to the Department of Forests and Waters for the purpose of flood control and stream channel work in McKean Potter and Tioga counties made necessary by floods of July one thousand nine hundred forty-two and May one thousand nine hundred forty-six and of carrying out the provisions of existing laws relating thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three hundred thousand dollars

(\$300,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for expenditure by said department in McKean Potter and Tioga counties for the purpose of flood control and stream channel work made necessary by floods of July one thousand nine hundred forty-two and of May one thousand nine hundred forty-six and to carry into effect the provisions of existing laws relating thereto

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geltz.	Mahany.	Taylor
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margie.	Wade.
Carr.	Heyburn.	Rahauser.	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson
Dent.	Kephart.	Snowden.	Wolfe.
DiSilvestro.	Klein.	Stevenson.	Wood. L H.
Loehla.	Lane.	Stiefel	Wood. T N.
Donlan.	Leader.	Tallman	Woodring
Farrell.	Letzler.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 211, on third reading, entitled:

An Act to encourage and promote the apple industry of the Commonwealth; creating the Pennsylvania State Apple Board; defining its powers and duties; providing for campaigns of education, advertising, publicity, sales promotion and research to promote the sale and consumption of Pennsylvania apples; levying a tax on apples; appropriating the proceeds of such tax; conferring powers and imposing duties on the Department of Agriculture and on the Department of Revenue prescribing penalties and making an appropriation.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 245, as follows:

An Act creating for a limited time public bodies corporate and politic to be known as Veterans' Housing Authorities to make available for veterans of World War II temporary emergency housing accommodations empowering them to acquire by purchase gift or eminent domain certain dwellings and other structures providing for their organization and the exercise of their powers and duties including the borrowing of money issuing bonds and other obligations the leasing and selling of property acquired and conferring certain

powers and duties on the governing bodies of cities and counties and the State Board of Housing

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act shall be known and may be cited as the "Veterans' Housing Authority Act"

Section 2 Findings and Declaration of Policy (a) It is hereby declared that a serious public emergency exists affecting and threatening the health safety welfare and comfort of the people of the Commonwealth by reason of the acute shortage of dwelling accommodations for returning veterans of World War II and their families

(b) The existence of such emergency requires that immediate measures betaken to provide temporary emergency housing accommodations for such veterans and their families even though it is recognized that the housing facilities acquired for such purposes will not meet the requirements of permanent housing

Section 3 Definitions The following words and terms as used in this act shall have the meaning herein ascribed to them unless the context clearly requires another meaning

(a) "Authority" Any Veterans' Housing Authority created under the provisions of this act

(b) "Bonds" Any bonds certificates notes debentures or other obligations of an Authority issued pursuant to this act

(c) "City" Any city of the first second second class A or third class

(d) "County" Any county other than a county of the first class

(e) "Governing body" In the case of a city the city council or other legislative body thereof In the case of a county the board of county commissioners or other legislative body thereof

Section 4 Formation of Authorities

(a) There are hereby created separate and distinct bodies corporate and politic one for each city and one for each county of the Commonwealth as herein defined Each such body shall be known as the Veteran's Housing Authority of the city or the county as the case may be but shall in no way be deemed to be an instrumentality of such city or county or engaged in the performance of a municipal function Each such Authority shall transact no business or otherwise become operative until and unless a finding is made as hereinafter provided in this section

(b) At any time after passage of this act the governing body of any city or county may find and declare by proper ordinance or resolution that there is need for an Authority to function within the territorial limits of said city or county as the case may be

(c) The governing body shall cause a certified copy of such ordinance on resolution to be filed with the Department of State and duplicates thereof with the State Board of Housing and the State Planning Board upon receipt of the said certificate the Secretary of the Commonwealth shall issue a certificate of incorporation

(d) In any suit action or proceeding involving or relating to the validity or enforcement of any contract or act of an Authority a copy of the certificate of incorporation duly certified by the Department of State shall be admissible in evidence and shall be conclusive proof of the legal establishment of the Authority

Section 5 Appointment and Qualifications of Members of Authority Upon certification of a resolution declaring the need for an Authority to operate in a city or county the mayor or board of county commissioners thereof respectively shall appoint as members of the Authority five citizens who shall be residents of the city or county in which the Authority is to operate

Section 6 Tenure and Compensation of Members of Authority The members who are appointed shall serve for the duration of the existence of the Authority as hereinafter provided Vacancies shall be promptly filled by the appointing power A member shall receive no compensa-

tion for his services but shall be entitled to the necessary expenses including traveling expenses incurred in the discharge of his duties

Section 7 Organization of Authority The members of an Authority shall select from among themselves a chairman a vice-chairman and such other officers as the Authority may determine An Authority may employ a secretary an executive director its own counsel and legal staff and such technical experts and such other agents and employees permanent or temporary as it may require and may determine the qualifications and fix the compensation of such persons Three members of an Authority shall constitute a quorum for its meetings Members of an Authority shall not be liable personally on the bonds or other obligations of the Authority and the rights of creditors shall be solely against such Authority An Authority may delegate to one or more of its agents or employees such of its powers as it shall deem necessary to carry out the purposes of this act subject always to the supervision and control of the Authority

Section 8 Interest of Members or Employees No member or employee of an Authority shall acquire any interest direct or indirect in any dwelling or other housing accommodation or in any real estate which he may have reason to believe may be purchased or leased by an Authority nor shall he have any interest direct or indirect in any contract or proposed contract for materials or services to be furnished or used by an Authority The acquisition of any such interest in any dwelling or housing project or in buildings to be converted into housing projects or in any such property or contracts shall constitute misconduct in office If any member or employee of an Authority shall already own or control any interest direct or indirect in any property later included or planned to be included in any veterans temporary housing project under the jurisdiction of the Authority or has any such interest in any contract for material or services to be furnished or used in connection with any such project he shall disclose the same in writing to the Authority and to the State Board of Housing and the local governing body and such disclosure shall be entered in writing upon the minute books of the Authority Failure to make such disclosure shall constitute misconduct in office

Section 9 Powers of an Authority An Authority shall constitute a public body corporate and politic exercising public powers of the Commonwealth as an agency thereof which powers shall include all powers necessary or appropriate to carry out and effectuate the purposes and provisions of this act including but not being limited to the following powers in addition to those herein otherwise granted

(a) To cooperate with the Federal or State government or any agency or authority created by law the purpose of which is to fulfill the purposes set out in this act

(b) To act as agent of the State or Federal government or any of its instrumentalities or agencies for the purposes set out in this act

(c) To acquire by purchase gift or eminent domain by lease or license subject to any reasonable terms or conditions required by the owner real property including but not limited to the types herein set forth

(1) Military and naval installations which the Federal government is willing to make available to such Authority for emergency housing

(2) Any unused or untenable homes or housing accommodations which can be made suitable for temporary emergency housing

(3) Any structure which by conversion may furnish temporary emergency housing

(4) Any building or structures suitable for emergency housing whether publicly or privately owned

(d) To contract for the performance of all or any part of such work of construction reconstruction alteration repair improvement conversion with such persons as are capable of performing such work provided that in the award of any such contract the authority shall comply

with all requirements as to advertising competitive bids and award applicable contracts of the county or city in and for which the authority was created

(e) To contract with public utilities or municipalities for the various utility and public services

(f) To purchase and provide if desirable such furniture and furnishings as may be necessary for the health and welfare of the veterans and their families to occupy such emergency housing facilities

(g) To insure or provide for the insurance of any property or operations of the Authority against any risks or hazards

(h) To borrow from private lenders or from the State or Federal government such funds as may be available and necessary for the operation and work of the Authority

(i) To sell or otherwise dispose of any real or personal property acquired under the provisions of this act

(j) To sue and to be sued

(k) To make and execute contracts and other instruments necessary or convenient to the exercise of the powers of the Authority

(l) To make and from time to time amend and repeal by laws rules and regulations relating to the purposes of the Authority

(m) To conduct examinations and hearings and to authorize a member to administer oaths take affidavits and issue subpoenas

(n) To enter upon any building or property in order to make surveys or inspections

(o) To do all and any acts necessary to make available such emergency housing facilities in the shortest possible time

Section 10 Local Ordinances Not Applicable (a) Notwithstanding any provision of any law to the contrary the real property acquired operated and maintained by any Authority under the provisions of this act shall not be subject to any local ordinances or State laws relating to minimum requirements of construction and repair under building codes plumbing and inspection laws and any other laws relating to the erection and maintenance of buildings for dwelling purposes

(b) The State Board of Housing shall as soon as practical after the passing of this act establish by regulation minimum safety and health requirements for real property acquired by authorities under the provisions of this act In establishing such minimum requirements the State Board of Housing shall take into consideration the temporary and emergency nature of the real property for which such regulations are to be established All real property purchased or otherwise acquired by an Authority shall conform to such minimum requirements

Section 11 Real Estate Tax Exemption Any real property acquired maintained and operated by an Authority under the provisions of this act shall not be subject to taxation by any political subdivision or local taxing authority

Section 12 Operation and Maintenance of Emergency Dwellings Any real property acquired by an Authority under the provisions of this act shall be rented only to veterans of World War II and their families at such a rent and upon such terms and conditions as such Authority by regulation shall prescribe in renting any such real property it shall be unlawful to make any discrimination whatsoever on account of race creed or color The Authority shall operate and maintain such temporary emergency housing facilities for so long a period as the housing conditions in the area in which such Authority operates shall require Provided however That no Authority shall continue for a longer period than hereinafter provided

Section 13 Eminent Domain Title to any property acquired by an Authority through eminent domain shall be an absolute or fee simple title unless a lesser title shall be designated in the eminent domain proceedings The Authority may exercise the right of eminent domain in the manner provided by law for the exercise of such right by cities or counties as the case may be of the same

class as the city or county in which such Authority is organized to operate. If any of the real property which is to be acquired has prior to such acquisition been devoted to another public use it may nevertheless be acquired by condemnation. Provided That no real property belonging to a city county or to the Commonwealth may be acquired without its consent. No real property belonging to a public utility corporation may be acquired without the approval of the Public Utility Commission.

Section 14 Bonds of an Authority. An Authority shall have power to issue bonds for any of its corporate purposes the principal and interest of which are payable from its revenues generally. Any of such bonds may be secured by a pledge of any revenues including grants or contributions from the Federal or State Government or any agency and instrumentality thereof or by a mortgage of any property of the Authority.

The bonds issued by an Authority are hereby declared to have all the qualities of negotiable instruments under the law merchant and the negotiable instruments law of the Commonwealth of Pennsylvania.

The bonds of an Authority created under the provisions of this act and the income therefrom shall at all times be free from taxation for State or local purposes under any law of this Commonwealth.

Neither the members of an Authority nor any person executing the bonds shall be liable personally on any such bonds by reason of the issuance thereof. Such bonds or other obligations of an Authority shall not be a debt of any municipality or of the Commonwealth and shall so state on their face nor shall any municipality or the Commonwealth nor any revenues or any property of any municipality or of the Commonwealth be liable therefor.

Section 15 Form and Sale of Bonds. The bonds of an Authority shall be authorized by its resolution shall be issued in one or more series and shall bear such date mature at such time and bear interest at such rate not exceeding six per centum (6%) per annum payable semi-annually be in such dominations be in such form either coupon or registered executed in such manner be payable in such medium of payment at such place and be subject to such terms of redemption and carry such registration privileges as may be provided in such resolution or in any trust indenture or mortgage properly made in pursuance thereof.

Before any bonds may be sold in pursuance of any resolution of any Authority the chairman or secretary of such Authority shall certify to the Department of Internal Affairs a complete and accurate copy of the proceedings had for the issuance of the bonds which are to be sold in the manner now or hereafter provided for the certification to said department of the proceedings relating to the issuance of bonds of the municipalities of this Commonwealth. Upon receiving such certificate of approval of the proceedings from the Department of Internal Affairs the Authority may proceed with the sale of the bonds in compliance with the provisions of section two hundred twelve of the act approved the twenty-fifth day of June one thousand nine hundred and forty-one (Pamphlet Laws page one hundred fifty-nine) as amended.

The bonds of an Authority may be sold at not less than par and accrued interest. In case any of the officers of an Authority whose signatures appear on any bonds or coupons shall cease to be officers before the delivery of such bonds their signatures shall nevertheless be valid and sufficient for all purposes the same as if such officers had remained in office until such delivery.

The Authority shall have the power out of any funds available therefor to purchase any bonds issued by it at a price not more than the par value thereof plus accrued interest. All bonds so purchased shall be cancelled. This paragraph shall not apply to the redemption of bonds.

Any bond reciting in substance that it has been issued by an Authority to accomplish the public purposes of this act shall be conclusively deemed in any suit action or proceeding involving the validity or enforceability of such

bond or security therefor to have been issued for such purpose.

Section 16 Provisions of Bonds Trust Indentures and Mortgages. In connection with the issuance of bonds or the incurring of obligations under leases and in order to secure the payment of such bonds or obligations an Authority in addition to its other powers shall have power

(a) To pledge all or any part of its gross or net revenues to which its right then exists or may thereafter come into existence.

(b) To mortgage all or any part of its real or personal property then owned or thereafter acquired.

(c) To covenant against pledging all or any part of its revenues or against mortgages all or any part of its real or personal property to which its right or title exists or may thereafter come into existence or against permitting or suffering any lien on such revenues or property to covenant with respect to limitations on its right to sell lease or otherwise dispose of any of its real property and to covenant as to what other or additional debts or obligations may be incurred by it.

(d) To covenant as to the bonds to be issued and as to the issuance of such bonds in escrow or otherwise and as to the use and disposition of the proceeds thereof to provide for the replacement of lost destroyed or mutilated bonds to covenant against extending the time for the payment of its bonds or interest thereon and to redeem the bonds and to covenant for their redemption and to provide the terms and conditions thereof.

(e) To covenant subject to the limitations contained in this act as to the amount of revenues to be raised each year or other period of time as well as to the use and disposition to be made thereof to create or to authorize the creation of special funds for debt service or other purposes and to covenant as to the use and disposition of the moneys held in such funds.

(f) To prescribe the procedure if any by which the terms of any contract with bondholders may be amended or abrogated the amount of bonds the holders of which must consent thereto and the manner in which such consent may be given.

(g) To covenant as to the use of any or all of its real or personal property to warrant its title and to covenant as to the maintenance of its real and personal property the replacement thereof the insurance to be carried thereon and the use and disposition of insurance moneys.

(h) To covenant as to the rights liabilities powers and duties arising upon the breach by it of any covenant condition or obligation and to covenant and prescribe in the event of default as to terms and conditions upon which any or all of its bonds or obligations shall become or may be declared due before maturity and as to the terms and conditions upon which such declaration and its consequences may be waived.

(i) To vest in a trustee or the holders of bonds or any proportion of them the right to enforce the payment of the bonds or any covenants securing or relating to the bonds to vest in a trustee the right in the event of a default by the Authority to take possession and use operate and manage any real property and to collect the rents and revenues arising therefrom and to dispose of such moneys in accordance with the agreement of the Authority with said trustee to provide for the powers and duties of a trustee and to limit liabilities thereof and to provide the terms and conditions upon which the trustee or the holders of bonds or any proportion of them may enforce any covenant or rights securing or relating to the bonds.

(j) To exercise all or any part or combination of the powers herein granted to make covenants other than and in addition to the covenants herein expressly authorized to make such covenants and to do any and all such acts and things as may be necessary or convenient or desirable in order to secure its bonds or in the absolute discretion of the Authority as will tend to accomplish the purposes of this act by making the bonds more marketable not-

withstanding that such covenants acts or things may not be enumerated herein

Section 17 Remedies of an Obligee of Authority An obligee of an Authority shall have the right in addition to all other rights which may be conferred on such obligee subject only to any contractual restrictions binding upon such obligee

(a) By mandamus suit action or proceeding at law or in equity to compel the Authority and the members officers agents or employes thereof to perform each and every term provision and covenant contained in any contract of the Authority with or for the benefit of such obligee and to require the carrying out of any or all such covenants and agreements of the Authority and the fulfillment of all duties imposed upon the Authority by this act

(b) By proceeding in equity to obtain an injunction against any acts or things which may be unlawful or the violation of any of the rights of such obligee of the Authority

Section 18 Additional Remedies Conferrable by Authority An Authority shall have power by its resolution trust indenture mortgage lease or other contract to confer upon any obligee holding or representing a specified percentage in bonds or holding a lease the right in addition to all rights that may otherwise be conferred upon the happening of an event of default as defined in such resolution or instrument by suit action or proceeding in any court of competent jurisdiction

(a) To obtain the appointment of a receiver of any real property of the Authority and of the rents and profits therefrom If such receiver be appointed he may enter and take possession of such real property operate the same and collect and receive all revenues or other income thereafter arising therefrom and shall keep such moneys in a separate account and apply the same in accordance with the obligations of the Authority as the court shall direct

(b) To require the Authority and the members thereof to account as if it and they were the trustees of an express trust

Section 19 Aid from Federal Government In addition to the powers conferred upon an Authority by other provisions of this act an Authority is empowered to borrow money or accept grants or other financial assistance from the Federal Government for or in aid of any of its operations It is the purpose and intent of this act to authorize every Authority to do any and all things necessary or desirable to secure the financial aid or cooperation of the Federal Government in any of its operations

Section 20 Records and Reports

(a) The books and records of an Authority shall at all times be open and subject to inspection by the State Board of Housing

(b) An Authority may file with the State Planning Board and the State Board of Housing such information and reports as it may from time to time deem desirable and shall file with them

(1) A copy of all by-laws and rules and regulations and amendments thereto adopted by it from time to time

(2) At least once each year a report of its activities for the preceding year and such other reports as said boards may require Copies of such reports shall be filed with the mayor and governing body of the city or with the county board of commissioners as the case may be

Section 21 Duration of Authority Any Authority created under the provisions of this act shall carry on its corporate functions until such time as the Governor by proclamation declares the housing emergency to be at an end Thereafter no Authority shall have power to acquire any additional real property and shall proceed to dispose of all real and personal property owned by it

Section 22 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WOODRING. Mr. President and members of the Senate, I am not going to give an affirmative vote on this bill without giving my reasons for doing so.

This is a bill creating for a limited time authorities, briefly, to make available for veterans of World War II temporary emergency housing. If it was needed this bill should have been passed long ago, 1943 or 1945. This is one of those "you-missed-the-boat bills," like I was talking about some time ago concerning the Republican National Convention, but it is too bad that Pennsylvania has to continually miss the boat. We are not doing very much as a Commonwealth for our veterans of this Commonwealth, and the public ought to have a right to know that. Thus far, we have given free fishing licenses, if they were badly enough mutilated, and this bill does not give them very much more. It permits local municipalities to set up authorities and spend their own money for emergency housing for veterans, but the Commonwealth is not taking its part in caring for our veterans in Pennsylvania.

Mr. WALKER. Mr. President, I appreciate the fact that the gentleman from Northampton, Senator Woodring, is going to vote in favor of this bill.

As to what Pennsylvania has done with regard to a veterans' program, I would like to invite the gentleman from Northampton to attend the next joint conference of Veterans Legislative Committee, composed of the legislative committee of the American Legion, of which I happen to be chairman, and the various veterans' committees of the Amvets, the committees of the Order of the Purple Heart, the Catholic War Veterans and also the Jewish War Veterans.

I have here in my hand, Mr. President, a list of twenty-five bills that have been prepared, passed and presented to the Governor, dealing with the problems of the veterans and which were requested by this joint legislative committee.

Mr. President, I think, when the final record is written at the close of the 1947 session, that the veterans of Pennsylvania will say the 1947 session took more progressive steps in assisting the veterans and a veteran's program in Pennsylvania—and I know the gentleman is vitally interested in the veteran's program because of the frequent remarks he has made on the floor of this Senate with regard to it. I would be very happy to have him attend the next meeting of that committee, so that he can become acquainted with what this session of the Legislature has done to assist the veterans of Pennsylvania.

Mr. WOODRING. Mr. President, in answer to the remarks of the gentleman from Allegheny, I would be very happy to accept his invitation, and I hope his remarks are absolutely correct and that we will have written a fine veteran's program.

Frankly, Mr. President, I have tried to follow the legislative program very carefully and I am of the opinion we have not done much, and I certainly am of the opinion this bill is a political sop and is not going to be helpful to our veterans.

Mr. WALKER. Mr. President, the list is here and available to the gentleman and I want to say to him that his hopes will be realized. There have been progressive steps taken and I will be glad to furnish him

with a citation of the bills and a digest of what they do and a copy of the minutes of meetings where they were approved by the Veteran's Legislative Committee, so that he will be satisfied that this has been done.

I want to say to him very frankly probably there are a lot of things he would like to suggest that are not done, and if he will point out in the histories of either the House or the Senate where there are bills that could be classified as veteran's bills that are not on the list, I will be very happy to have those citations.

Mr. WOODRING. Mr. President, I do not like to break the rules of the Senate but I have been spoiled enough to do it.

I would point out this in answer to the statement of the gentleman from Allegheny, Senator Walker, that we have not passed the Rahauser Bill which would set up a lending authority such as the state of New Jersey has, such an authority which is working in the state of New Jersey to the great benefit of the many veterans of that state and which authority has not cost the people of New Jersey one penny but which is actually showing a profit for the help that is being given.

In addition to that, Mr. President, there are a number of other things that have not been done. There was the matter of scholarships for the children of deceased and disabled veterans which, to my knowledge, did not receive very much consideration; there was the matter of extending certain licensing privileges to veterans' organizations newly created and nationally chartered, and that bill was very carefully held down until the dying stages of the session, until such date that we do not know whether it is going to pass or not.

We have loitered on the job in the consideration of veteran's legislation. We have not to date done very much more than we did during the war, at which time we gave them free hunting and fishing licenses while they were on Iwo Jima and other points East and West.

Mr. HOLLAND. Mr. President, I believe I could spend the rest of the day and all of tomorrow telling the veterans of Pennsylvania what we have not done for them. If you will go into the record you will find some five bills, I think, permitting local municipalities to donate to the Amvets Memorial Day exercises, and most of these bills that we passed we are passing on to the local communities, like increasing the cost of headstones and the like, passing on to the local communities the cost of any special privileges given to the veterans.

Mr. President, I do not think the gentleman from Allegheny could go before any veteran's group today and tell them of really concrete things that were done for the veterans of Pennsylvania. The veteran of Pennsylvania is still living, with his wife and kids, with his mother, or generally she is living with her mother and he is living with his mother, and in a lot of cases some of us are living in homes which are not large enough for ourselves and our families and, in fact, a lot of the matrimonial troubles of the returned veteran are being caused because of the government, and that includes Pennsylvania, has failed to provide proper housing for the returned veteran.

I believe it is time for us to quit talking about what we have done for the veteran because we have not done anything for them worthwhile in this session—outside of

passing a bonus, payable in 1952, I think—but for actual work in meeting the problems the veteran has to meet today, we have not done anything. We have not done anything for them in helping in the schooling of some of those veterans, due to the fact that the Republican party has destroyed price control—food products have gone up so high that the veterans have to stop their education in college because the amount of money given to them is not enough to buy food for their wives while they are in school. The Republican party has done nothing to correct this. They have not given the veterans any extra money to go to school, they have not provided any extra housing, they provided no cooperation in training.

As I said, Mr. President, I would not like to take the rest of the time until this session ends in telling what we have not done.

All we have done is to put through a few measly bills which concern organization of the veterans groups and where, if they get any money, they go back home to the municipality, to their mothers and fathers who own homes there and who are supporting the families of veterans' who are married, by letting them stay at their homes, and they are going to pay the extra taxes to give them the little extra money they might get. Anyone who leaves this session and says it is a monument to what we have done for the veterans of Pennsylvania is lying to the nth degree.

Mr. WALKER. Mr. President, I would like to say very carefully to the gentleman from Allegheny, Senator Holland, and also to the gentleman from Northampton, Senator Woodring, that I will be very happy to meet with them in front of any veteran's group in Pennsylvania and discuss what this session of the Legislature has done.

Mr. President, when we consider and point out what has been done for the veterans of Pennsylvania, there were two little bills sponsored by the gentleman from Northampton, Senator Woodring, Senate Bills 28 and 29, which are now acts, passed by the House and Senate and approved by the Governor, which provide for the planting of memorial trees in honor of veterans of the Second World War.

Mr. WOODRING. Mr. President, they were harmless turkeys and they are the only kind to get through in this session.

Mr. HOLLAND. Mr. President, for the sake of the record, I will accept the challenge of the gentleman from Allegheny, Senator Walker, to meet him before any veteran's group and argue what his party has done for the veterans of Pennsylvania.

Mr. WALKER. Mr. President, that includes the C.I.O. Veterans Committee.

Mr. HOLLAND. Mr. President, it includes the C.I.O. or any K.K.K. group. Mr. Walker, you protect them very nicely.

And the question recurring,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,

Blass,
Carr,
Chapman,
Crider,
Crowe,
Dent,
DiSilvestro,
Doehla,
Donlan,
Farrell.

Hare,
Heyburn,
Holland,
Homsher,
Jaspan,
Kephart,
Klein,
Lane,
Leader,
Letzler.

Margie,
Rahausen,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman.

Wade,
Wagner,
Walker,
Watson,
Wilson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Woodring.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 246, as follows:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the commission's share of the cost of paving a certain street on which abuts certain historical sites owned by the Commonwealth

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of three thousand five hundred dollars (\$3500) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Historical and Museum Commission for the purpose of paying the commission's share of the cost of paving that section of Church Street in the Borough of Ambridge Beaver County Pennsylvania on which abuts the Harmony Society Cemetery and to pay for the commission's share of the cost of the proposed paving of an additional section of said street on which abuts the Harmony Society Music Hall and Great House

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,
Becker,
Berger,
Blass,
Carr,
Crider,
Crowe,
Dent,
DiSilvestro,
Doehla,
Donlan,
Farrell.

Frazier,
Geltz,
Haluska,
Hare,
Heyburn,
Holland,
Homsher,
Jaspan,
Kephart,
Klein,
Lane,
Leader,

Letzler,
Lord,
Mahany,
Mallery,
Margie,
Rahausen,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,

Tallman,
Farr,
Taylor,
Tyler,
Wade,
Wagner,
Walker,
Wilson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Woodring.

NAYS—2

Chapman, Watson,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 302, as follows:

An Act to amend section one thousand two hundred six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for leaves of absence of professional employees because of illness or other causes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand two hundred six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 1012) is hereby further amended to read as follows

Section 1206 When a board of school directors is compelled to close any school or schools on account of contagious disease the destruction or damage of the school building by fire or other causes the school district shall be liable for the salaries of the teachers of said school or schools for the terms for which they were engaged Whenever a teacher is prevented from following his or her occupation as a teacher during any period of the school term for any of the reasons in this section specified the school district shall be liable for the salary of such teacher for such period at the rate of compensation stipulated in the contract between the district and the teacher in addition to the time actually occupied in teaching by such teacher

[Whenever a teacher is prevented by sickness or some other unavoidable circumstances from following his or her occupation the school district may at the discretion of the directions make such payments of compensation during the period of absence from duty as the exigencies of the case may seem to warrant Provided That in the case of sickness no payments shall be made unless such teacher shall have furnished to the board of school directors a certificate from a physician stating the nature of the sickness and certifying that he or she was unable to perform duties as a teacher]

In any school year whenever a professional employee is prevented by illness from following his or her occupation the school district shall pay to said professional employee for each day of absence the full salary to which the professional employee may be entitled as if said employee were actually engaged in the performance of duty for a period of five days Provided however that such leave shall be cumulative from year to year but shall not exceed twenty (20) days' leave with full pay in any one year Provided further that the board of school directors shall require the professional employee to furnish a certificate from a physician or other practitioner certifying that said professional employee was unable to perform his or her duties during the period of absence for which compensation is required to be paid under this section

Whenever a professional employee shall be absent from duty because of a death in the immediate family of said employee there shall be no deduction in salary of said employee for an absence not in excess of three school days The board of school directors may extend the period of absence with pay in its discretion as the exigencies of the case may warrant Members of the immediate family shall be defined as father mother brother sister son daughter husband wife parent-in-law or near relative who resides

in the same household or any person with whom the professional employe has made his or her home

Whenever a professional employe is absent because of the death of a near relative there shall be no deduction in the salary of said employe for absence on the day of the funeral The board of school directors may extend the period of absence with pay in its discretion as the exigencies of the case may warrant A near relative shall be defined as first cousin grandfather grandmother aunt uncle niece nephew brother-in-law or sister-in-law

All compensation required to be paid under the provisions of this act shall be paid to the professional employe in the same manner and at the same time said employe would have received his salary if actually engaged in the performance of his duties

Any board of school directors (or any board of public education) may adopt rules or regulations pertaining to the payment of salaries of professional employees when absent from duty extending the period of leave with pay in excess of that herein provided or authorizing leaves with pay for other purposes This act is not intended to repeal any rule or regulation of any board of school directors now in effect which does provide for such additional compensation or additional period of leave with pay

[All contracts with teachers shall hereafter contain a covenant providing for their payment in cases arising under the circumstances described in this section and at the same rate as is specified for the time actually engaged in teaching

Payments of salaries heretofore or hereafter made for the school year ending June thirtieth one thousand nine hundred and nineteen or any portion thereof in conformity with the provisions of this act are hereby declared to be valid and effectual in law and binding upon the school district]

Section 2 The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 3 This act shall become effective on the first Monday of July one thousand nine hundred forty-seven

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geltz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margle.	Wade.
Carr.	Heyburn.	Rahauser.	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson.
Dent.	Kephart.	Snowden.	Wolfe.
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.,
Doehla.	Lane.	Stiefel.	Wood, T. H.,
Donlan.	Leader.	Tallman.	Woodring.
Farrell.	Letzler.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has

passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,
The Senate proceeded to the third reading and consideration of House Bill No. 321, as follows:

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of two hundred thousand dollars (\$200,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Wharves Docks and Ferries of the City of Philadelphia for the maintenance repair and improvement of the Port of Philadelphia

The moneys so appropriated shall only be expended as authorized and directed by the Council of the City of Philadelphia and shall be drawn from the State Treasury upon warrants drawn by the Auditor General upon requisition by the Director of the Department of Wharves Docks and Ferries of said city

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geltz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margle.	Wade.
Carr.	Heyburn.	Rahauser.	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson.
Dent.	Kephart.	Snowden.	Wolfe.
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.,
Doehla.	Lane.	Stiefel.	Wood, T. H.,
Donlan.	Leader.	Tallman.	Woodring.
Farrell.	Letzler.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative?

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,
The Senate proceeded to the third reading and consideration of House Bill No. 417, as follows:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for the minimum compensation and increments

of members of the teaching and supervisory staffs of school districts and vocational school districts county superintendents assistant county superintendents supervisors of special education supervisors of agriculture supervisors of home making and district superintendents and providing for reimbursement by the Commonwealth and repealing certain provisions of said act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1209.1 of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby repealed

Section 2 Article XII of said act is hereby amended by adding after section one thousand two hundred sixteen thereof a new subdivision to read as follows

Compensation of Professional Employees

Section 1217 For the purposes of this subdivision

(1) "Teacher" shall include all professional employees and temporary professional employees who devote fifty per centum (50%) of their time or more to teaching or other direct educational activities such as class room teachers demonstration teachers museum teachers counselors librarians school nurses dental hygienists home and school visitors and other similar professional employees and temporary professional employees certified in accordance with the qualifications established by the State Council of Education

(2) "Standard Certificate" shall mean any one of the following certificates permanent State Certificate State Normal School Certificate State Normal School Diploma temporary standard certificate permanent standard certificate State Standard Limited Certificate temporary extension standard certificate permanent extension standard certificate

(3) "Service Increments" shall mean increases in annual salary granted to all professional employees by reason of their years of service in the school district or vocational school district

Section 1218 Except as hereinafter otherwise provided school districts of the first class shall pay all regular and temporary teachers supervisors and principals in the public schools of the district the following minimum salaries and increments

(1) Teachers holding a standard certificate minimum annual salary two thousand one hundred seventy-five dollars (\$2175) minimum annual service increment two hundred dollars (\$200) minimum number of service increments five (5)

(2) Teachers holding a college certificate minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(3) Teachers holding a master's degree or its equivalent minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(4) Supervisors holding a standard or college certificate minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(5) Supervisors holding a master's degree or its equivalent minimum annual salary two thousand six hundred dollars (\$2600) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(6) Principals who devote one-half or more of their

time to supervision and administration and having less than twenty (20) teachers under their supervision who hold a standard or college certificate minimum annual salary three thousand dollars (\$3000) minimum annual service increment two hundred dollars (\$200) minimum number of service increments (7)

(7) Such principals who hold a master's degree or its equivalent minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(8) Such principals having twenty (20) or more teachers under their supervision but less than forty (40) and who hold a standard or college certificate minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(9) Such principals who hold a master's degree or its equivalent minimum annual salary three thousand six hundred dollars (\$3600) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(10) Such principals having forty or more teachers under their supervision but less than sixty and who hold a standard or college certificate minimum annual salary three thousand eight hundred dollars (\$3800) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(11) Such principals who hold a master's degree or its equivalent minimum annual salary four thousand dollars (\$4000) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(12) Such principals having sixty or more teachers under their supervision and who hold a standard or college certificate minimum annual salary four thousand two hundred dollars (\$4200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(13) Such principals who hold a master's degree or its equivalent minimum annual salary four thousand four hundred dollars (\$4400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

Section 1219 Except as hereinafter otherwise provided school districts of the second third and fourth class and vocational school districts shall pay all regular and temporary teachers supervisors principals and supervising principals in the public schools of the district the following minimum salaries and increments

(1) Teachers holding a standard certificate minimum annual salary one thousand nine hundred fifty dollars (\$1950) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments five (5)

(2) Teachers holding a college certificate minimum annual salary two thousand dollars (\$2000) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(3) Teachers holding a master's degree or its equivalent minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(4) Supervisors who devote one-half or more of their time to supervision of instruction and who hold a standard or college certificate minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(5) Such supervisors who hold a master's degree or its equivalent minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(6) Principals who devote one-half or more of their time to supervision and administration having less than twenty teachers under their supervision and who hold

a standard or college certificate minimum annual salary two thousand six hundred dollars (\$2600) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(7) Such principals holding a master's degree or its equivalent minimum annual salary two thousand eight hundred dollars (\$2800) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(8) Such principals having twenty or more teachers under their supervision but less than forty and who hold a standard or college certificate minimum annual salary two thousand nine hundred dollars (\$2900) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(9) Such principals who hold a master's degree or its equivalent minimum annual salary three thousand one hundred dollars (\$3100) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(10) Such principals having forty or more teachers under their supervision but less than sixty and who hold a standard or college certificate minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(11) Such principals holding a master's degree or its equivalent minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(12) Such principals having sixty or more teachers under their supervision and who hold a standard or college certificate minimum annual salary three thousand five hundred dollars (\$3500) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(13) Such principals who hold a master's degree or its equivalent minimum annual salary three thousand seven hundred dollars (\$3700) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(14) Supervising principals having less than twenty teachers under their supervision and who hold a standard or college certificate minimum annual salary two thousand eight hundred dollars (\$2800) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(15) Such supervising principals who hold a master's degree or its equivalent minimum annual salary three thousand dollars (\$3000) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(16) Supervising principals having twenty or more teachers under their supervision but less than forty and who hold a standard or college certificate minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments five (5)

(17) Such supervising principals who hold a master's degree or its equivalent minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments five (5)

(18) Supervising principals having forty or more teachers under their supervision but less than sixty and who hold a standard or college certificate minimum annual salary three thousand six hundred dollars (\$3600) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments five (5)

(19) Such supervising principals who hold a master's degree or its equivalent minimum annual salary three thousand eight hundred dollars (\$3800) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments five (5)

(20) Supervising principals having sixty or more teachers under their supervision and who hold a standard or college certificate minimum annual salary four thousand dollars (\$4000) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments five (5)

(21) Such supervising principals who hold a master's degree or its equivalent minimum annual salary four thousand two hundred dollars (\$4200) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments five (5)

Section 1220 All college degrees and master's degrees or equivalents in order to entitle a professional employe to additional compensation shall have been earned at a college or university approved by the State Council of Education The equivalent of a master's degree shall be defined by the State Council of Education any professional employe who during the term of his employment shall earn a college degree or a master's degree or its equivalent shall commencing with the next succeeding school year be entitled to the compensation prescribed for his new status which shall be at least two hundred dollars (\$200) in excess of the increment earned by him during the previous year

Section 1221 In all school districts and vocational school districts the minimum annual salary of teachers who do not hold standard or college certificates for any grade or subject which they teach shall be one thousand six hundred dollars (\$1600)

Section 1222 The minimum salary of all part-time teachers of children of exceptional physical or mental condition unable to attend regular public school or of part-time teachers supervisors and principals employed in the extension schools and evening vocational classes and classes of the Commonwealth established for the education of adults and legally employed minors and not designated as continuation or other vocational schools or classes shall be two dollars and fifty cents (\$2.50) per hour

Section 1223 Teachers who are required because of additional work to devote more than the usual number of periods per day to their duties shall be entitled to a fair increase in compensation to be determined by the Board of Public Education or the Board of School Directors teachers who may be employed in giving instruction for only part of a day shall render such other service for such period of time per day as the Board of Public Education or the Board of School Directors may direct but if such service cannot be assigned to such teacher by the Board of Public Education or the Board of School Directors the salary paid to such teacher shall be proportioned to the numbers of hours of service rendered

Section 1224 Substitutes shall be paid not less than the minimum salary provided for by this subdivision or in the event they are employed for less than a full school year the proportionate part of such minimum salary equal to the proportionate part of the school year during which they were employed arrived at by dividing the number of days during which a substitute was employed by the total number of days the schools of the district were in session during the school year

Section 1225 The increments herein provided for are applicable only where the beneficiaries thereof remain in the service of the same school district Where such teachers enter a new district they shall enter at a point in the schedule to be agreed upon between said teachers and the employing districts which agreement shall be made a part of the contract between them

Section 1226 Each person employed by any school district or vocational school district on the effective date of this subdivision as a teacher supervisor principal or supervising principal receiving compensation equivalent to or in excess of the minimum salary prescribed by the applicable schedule shall for the school year 1947-1948 be raised to the next highest step on the applicable schedule unless such increase shall be less than one full increment in which case he shall be raised to the next higher step on the applicable schedule Each such person

receiving compensation less than the minimum salary prescribed by the applicable schedule shall for the school year 1947-1948 be raised to such minimum salary. Each person employed by any school district or vocational school district on the effective date of this act as a teacher holding a college certificate or a master's degree or its equivalent or as a supervisor or a principal receiving compensation less than the minimum salary prescribed by the applicable schedule shall for the school year 1947-1948 in addition to being raised to such minimum salary be raised to the next succeeding step on the applicable schedule in any case where the salary provided for by this section for the school year 1947-1948 is less than the minimum provided for the particular professional employee for the school year 1947-1948 by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112 Act No 403) such professional employee shall be raised to the salary he would receive under the provisions of said act of May twenty-ninth one thousand nine hundred forty-five except in such case no school district or vocational school district shall be required either for the school year 1947-1948 or for any school year thereafter to raise the salary of any person to an amount in excess of the minimum salary and all increments applicable to such person under the provisions of this act.

Section 1227 In order to pay the additional amounts of salaries provided for by this act the Board of School Directors or Board of Public Education of any school district may for the fiscal year 1947 or 1947-1948 as the case may be revise its budget by increasing its appropriation or appropriations for salaries of professional employees of the school district for such fiscal year the funds therefor may be provided from unexpended balances in existing appropriations from unappropriated revenue if any or from temporary loans.

Section 1228 All district superintendents county superintendents assistant county superintendents supervisors of special education supervisors of agriculture and supervisors of home-making shall be entitled to the following minimum annual salaries

(1) District superintendents in districts having a population of less than thirty thousand (30,000) four thousand five hundred dollars (\$4500)

(2) District superintendents in all districts having a population of thirty thousand (30,000) or more six thousand dollars (\$6000)

(3) County superintendents in counties having a population of less than forty-five thousand (45,000) four thousand five hundred dollars (\$4500)

(4) County superintendents in counties having a population of forty-five thousand (45,000) and more but less than one hundred fifty thousand (150,000) five thousand dollars (\$5000)

(5) County superintendents in counties having a population of one hundred fifty thousand (150,000) or more five thousand five hundred dollars (\$5500)

(6) Assistant county superintendents in all counties four thousand five hundred dollars (\$4500)

(7) County supervisors of special education in all counties four thousand five hundred dollars (\$4500)

(8) County supervisors of agriculture in all counties four thousand five hundred (\$4500)

(9) County supervisors of homemaking in all counties four thousand dollars (\$4000)

Section 1229 All of the schedules set forth in this act prescribe a minimum salary in each instance and where an increment is prescribed it is also a minimum it is within the power of the boards of public education boards of school directors or county conventions of school directors as the case may be to increase for any person or group of persons included in any schedule the initial salary or the amount of an increment or the number of increments.

Nothing contained in this act shall be construed to interfere with or discontinue any salary schedule now in force in any school district provided such schedule shall meet the requirements of this act nor to prevent the adoption of any salary schedule in conformity with the

provisions of this act nor to prevent the granting of temporary or emergency increases for any period of time and the discontinuance of such increases at the end of the period for which the temporary increases were granted. Any temporary or emergency increases heretofore granted and the discontinuance thereof at the end of the period for which granted are hereby ratified confirmed and made valid notwithstanding the fact that the same may have been done without previous authority of law.

No school district shall be required to pay any increments provided for hereby to any teacher for any part of the probationary period of such teacher.

Section 3 Section one thousand two hundred forty-one of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows:

Section 1241 For the purposes of this subdivision of Article XII of this act the following terms shall have the following meanings:

(1) "District Pupils" of a school district shall designate all pupils enrolled in the public schools of the Commonwealth and of adjacent states who are residents of a given school district except those pupils who are enrolled in the public schools maintained by the vocational school district and territorial limits of which include the school district. "District Pupils" of a vocational school district shall designate all pupils enrolled in the public schools maintained by the vocational school district who are residents of the district.

(2) "District Teaching Units" A district's number of teaching units shall be obtained as follows: (1) divide by twenty-two (22) the number of district pupils in average daily membership in a public high school (2) divide by thirty (30) the number of district pupils in average daily membership in a public elementary school and (3) add the quotients obtained under (1) and (2) above.

(3) "Average Daily Membership" shall be computed in accordance with the rules of procedure as established by the Department of Public Instruction for the school term 1944-1945.

(4) "Minimum Subsidy" shall designate the minimum amount per teaching unit payable by the Commonwealth to any school district or vocational school district under the provisions of this act. The minimum subsidy [shall be six hundred dollars (\$600)] for the school year 1946-1947 and the school year 1947-1948 shall be seven hundred dollars (\$700) and for each school year thereafter eight hundred dollars (\$800).

(5) "Maximum Subsidy" shall designate the maximum amount per teaching unit which may be payable by the Commonwealth to any one school district or vocational school district under the provisions of this act. The maximum subsidy for the school year [1945-1946 and the school year 1946-1947 shall be one thousand eight hundred dollars (\$1800) and for each school year thereafter two thousand dollars (\$2000)] 1946-1947 shall be two thousand two hundred dollars (\$2200) for the school year 1947-1948 two thousand three hundred dollars (\$2300) for the school year 1948-1949 two thousand four hundred dollars (\$2400) for the school year 1949-1950 two thousand five hundred dollars (\$2500) and for each school year thereafter two thousand six hundred dollars (\$2600).

(6) "Standard Reimbursement Fraction" School districts or vocational school district's standard reimbursement fraction shall be computed annually in the month of [November] December by the Department of Public Instruction.

In the case of a school district its standard reimbursement fraction shall be computed for the school year [1945-1946 and the school year 1946-1947 by subtracting from one thousand eight hundred dollars (\$1800) an amount determined by multiplying the school districts assessed valuation per district teaching unit by five-one thousandths (.005) and dividing the difference so obtained by one thousand eight hundred dollars (\$1800).

and for the school year 1947-1948 and for every school year thereafter by subtracting from two thousand dollars (\$2000) an amount determined by multiplying the school district's assessed valuation per district teaching unit by five-one thousandths (.005) and dividing the difference so obtained by two thousand dollars (\$2000) 1946-1947 by subtracting from two thousand two hundred dollars (\$2200) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand two hundred dollars (\$2200) for the school year 1947-1948 by subtracting from two thousand three hundred dollars (\$2300) an amount determined by multiplying the school districts assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand three hundred dollars (\$2300) for the school year 1948-1948 by subtracting from two thousand four hundred dollars (\$2400) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand four hundred dollars (\$2400) for the school year 1949-1950 by subtracting from two thousand five hundred dollars (\$2500) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand five hundred dollars (\$2500) and for every school year thereafter by subtracting from two thousand six hundred dollars (\$2600) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand six hundred dollars (\$2600).

A school district's assessed valuation to be used for purposes of computing the standard reimbursement fraction shall be the assessed valuation of the district's taxable real property as determined for the preceding year for county tax purposes. Provided That if the assessed valuation as determined for county purposes does not adequately represent the market values of the taxable property the State Council of Education may ascertain such market values and base the reimbursement to any one school district upon the market values ascertained by the State Council of Education. Provided further That if any system for the equalization of the values of real property throughout the Commonwealth shall be provided for by act of assembly each district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the valuation placed upon its taxable real property under such system.

In the case of a vocational school district its standard reimbursement fraction shall be computed for the school year 1945-1946 and the school year 1946-1947 by subtracting from one thousand eight hundred dollars (\$1800) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by one thousand eight hundred dollars (\$1800) and for the school year 1947-1948 and for every school year thereafter by subtracting from two thousand dollars (\$2000) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand dollars (\$2000) 1946-1947 by subtracting from two thousand two hundred dollars (\$2200) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand two hundred dollars (\$2200) for the school year 1947-1948 by subtracting from two thousand three hundred dollars (\$2300) an amount determined by multiplying the school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand three hundred dollars (\$2300).

for the school year 1948-1949 by subtracting from two thousand four hundred dollars (\$2400) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand four hundred dollars (\$2400) for the school year 1949-1950 by subtracting from two thousand five hundred dollars (\$2500) an amount determined by multiplying the school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand five hundred dollars (\$2500) and for every school year thereafter by subtracting from two thousand six hundred dollars (\$2600) an amount determined by multiplying the school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand six hundred dollars (\$2600).

A school district's or vocational school district's number of district teaching units for purposes of determination of the standard reimbursement fraction shall be obtained as follows (1) divide by twenty-two (22) the number of district pupils in average daily membership in a public high school during the preceding school term (2) divide by thirty (30) the number of district pupils in average daily membership in a public elementary school during the preceding school term and (3) add the quotients obtained under (1) and (2) above except when the pupil-teacher ratio exceeds thirty-three (33) in which case the sum obtained under (1) and (2) above shall be multiplied by thirty-three (33) and the product so obtained shall be divided by the pupil-teacher ratio of the district. Provided That no school district or vocational school district shall be credited with less than one teaching unit or be assigned a reimbursement fraction lower in value than the minimum subsidy divided by the maximum subsidy. Provided further That until the end of the school term during which the present hostilities shall cease as determined by proclamation of the Governor all one-room schools operated in accordance with the provisions of the act to which this is an amendment shall be credited with at least one teaching unit. Upon cessation of such hostilities such one-room schools shall be credited with at least one teaching unit only if their operation is approved by the State Council of Education. The State Council of Education shall withhold its approval of any one-room one teacher school unless (1) topography distance or condition of roads are such as to make transportation of pupils impractical or (2) it is impossible to accommodate pupils in existing graded schools in the district or other districts or (3) the district is financially unable to construct a consolidated school.

Section 4 Section one thousand two hundred forty-two of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows

Section 1242 Every school district and every vocational school district shall be paid by the Commonwealth for the [fiscal years 1945-1946 and] school year 1946-1947 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by [one thousand eight hundred dollars (\$1800)] two thousand two hundred dollars (\$2200) and by the district's standard reimbursement fraction.

The amount of payment to be made by the Commonwealth to any school district during the school year 1947-1948 for the school year 1946-1947 on account of the instruction of pupils under the provisions of this section shall not be less than the amount paid to the district during the school year 1945-1946 on account of the salaries of fulltime members of the teaching and supervisory staff of the district.

Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1947-1948 [and for every school year thereafter] on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by [two thousand dollars (\$2000)] two thousand three hundred dollars (\$2300) and by the district's standard reimbursement fraction

Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1948-1949 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand four hundred dollars (\$2400) and by the district's standard reimbursement fraction

Every school district and every vocational school district shall be paid by the Commonwealth for school year 1949-1950 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand five hundred dollars (\$2500) and by the district's standard reimbursement fraction

Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1950-1951 and for every school year thereafter on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand six hundred dollars (\$2600) and by the district's standard reimbursement fraction

Notwithstanding the foregoing provisions of this section when because of sparsity of population road or climatic conditions or lack of other available high school facilities the State Council of Education has approved the continued operation of a small high school the district shall receive an amount based on a number of teaching units equal to the number of teachers approved by the State Council of Education as being required to provide a satisfactory educational program in such school provided that the number of teachers employed is not less than the number approved

For no year shall any school district or vocational school district receive less than [six hundred dollars (\$600)] the minimum subsidy per teaching unit

Section 5 Section one thousand two hundred forty-four of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows

Section 1244 Each school district regardless of classification sending [high school] pupils to another school district or vocational school district or to a joint high school approved by the Department of Public Instruction shall be paid by the Commonwealth for the school term [1945-1946] 1946-1947 and for every school term thereafter on account of [high school] tuition an amount to be determined by multiplying the sum of "overhead cost per [high school] pupil" and "instruction cost per elementary pupil" or "instruction cost per high school pupil" as the case may be as defined in section one thousand two hundred sixty of this act [less the rental charge of eight dollars (\$8)] or in the case of district pupils attending a [high] school not located in this Commonwealth on the basis of a reasonable tuition charge per pupil to

be determined by the Superintendent of Public Instruction (1) by the number of district pupils sent to [high] schools of other districts or to a joint [high] school and (2) by the district's standard reimbursement fraction and (3) by seventy-five-one-hundredths (.75) and (4) subtracting from the amount so obtained the per pupil State appropriation paid to the district where the pupil attends [high] school multiplied by the number of pupils

Section 6 Sections one thousand two hundred fifty-five and one thousand two hundred fifty-seven of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) are hereby amended to read as follows

Section 1255 The Superintendent of Public Instruction shall ascertain and determine the amount of funds required to meet each of the four payments to school districts and vocational school districts which become due and payable within the two fiscal years beginning June first one thousand nine hundred forty-five and ending on May thirty-first one thousand nine hundred forty-seven and each biennium thereafter on the data and material contained in the certificates which school districts and vocational school districts are required by these amendments to file with the Superintendent immediately preceding the beginning of each biennium The Superintendent shall apportion and allot the same to and among the respective districts The amount paid to any district within any biennium shall be computed on the data and information contained in the certificates required to be filed each year as herein provided Provided That if any system for the equalization of the values of real property throughout the Commonwealth shall be provided for by act of Assembly each district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the valuation placed upon its taxable real property under such system In no case shall the amount paid to any district exceed the amounts computed on such data

Section 1257 The amount apportioned and allotted to each school district or vocational school district shall be divided into equal semi-annual installments and the Superintendent of Public Instruction shall draw his requisition semi-annually upon the State Treasury in favor of each district for the amount to which it is entitled and payment thereof shall be made to fourth class school districts and to vocational school districts during the months of [February and August of each year to second and third class districts during the months of March and September of each year and to first class districts during the months of April and October] March and October of each year and to first second and third class districts during the months of April and November of each year

In the event that hereafter any school district for a period of two successive years employs the same teacher who holds only an emergency certificate for any grade or subject which he teachers or for a period of two successive years employs in the same position teachers who hold only an emergency certificate for any grades or subjects which they teach such school district shall forfeit the sum of three hundred dollars (\$300) for each teacher so employed or for each position so filled Any school district that employs any teacher who does not hold any form of teacher certification to teach in the public schools of this Commonwealth shall forfeit one reimbursement unit for each such teacher employed The Superintendent of Public Instruction shall in either event deduct such sum or sums from the amount of the Commonwealth appropriation otherwise due such district under the provisions of this act

Section 7 Section one thousand two hundred sixty of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows

Section 1260 A school district or vocational school district receiving elementary or high school pupils who are

residents of another school district or another vocational school district shall compute the tuition charges as follows

(1) General add the salaries of secretaries treasurers auditors superintendents the cost of library books the salaries of librarians lectures health medical nurse and dental services the wages of janitors and other comparable employes the cost of fuel water light and power the cost of maintenance of school plant including ordinary repairs but not including alterations or remodeling the cost of attendance at teachers' institutes and the district's contribution to the retirement fund on behalf of the above listed employes and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's public schools The quotient so obtained shall be designated the "Overhead Cost Per Pupil"

(2) Elementary Tuition Charge Add the salaries of supervisors principals clerks assistants and teachers employed in the receiving district's elementary schools the district's contribution to the retirement fund on behalf of teachers supervisors and principals employed in the district's elementary schools the cost of text books and supplies of the second class used in the district's elementary schools and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's elementary schools the quotient so obtained shall be designated as the "Instruction Cost Per Elementary Pupil" add to the instruction cost per elementary pupil the overhead cost per pupil and a rental charge of eight dollars (\$8) per pupil for the use of the receiving district's school plant deduct from the amount so obtained the per pupil state appropriation on account of elementary school teaching units The cost so determined shall be the "Tuition Charge Per Elementary Pupil"

(3) High School Tuition Charge Add the salaries of supervisors principals clerks assistants and teachers employed in the receiving district's high schools The district's contribution to the retirement fund on behalf of teachers supervisors and principals employed in the district's high schools The cost of text books and supplies of the second class used in the district's high schools and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's high schools The quotient so obtained shall be designated as the "Instruction Cost Per High School Pupil" Add to the instruction cost per high school pupil the overhead cost per pupil and a rental charge of [eight dollars (\$8)] ten dollars (\$10) per pupil for the use of the receiving district's school plant deduct from the amount so obtained the per pupil state appropriation on account of high school teaching units The cost so determined shall be the "Tuition Charge Per High School Pupil"

Section 8 The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 9 This act shall become effective on the first day of July one thousand nine hundred forty-seven

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. DENT. Mr. President and members of the Senate, this is a bill that is known as the teachers' pay bill. It represents, as I understand it, an agreement between the

majority members of the House and the majority members of the Senate.

In registering the vote against this bill that I intend to place upon the record, I want it clearly understood that we on this side are going to vote on the roll call as individuals, but that my vote shall establish the party principle on the matter.

Speaking therefor from the minority viewpoint upon this legislation at this time, I want to try to bring before the people of Pennsylvania the whole question of the educational program in this Commonwealth as it relates to the school teachers, their pay, and as it relates to comparison between this and other states.

In the first place, Mr. President, I believe the members of the Senate are well aware of the fact that in messages concerning the budgetary needs of the Commonwealth I have made provisions before the Senate, on behalf of the minority, for additional funds to be paid out to the school teachers in salary raising legislation.

Mr. President and members of the Senate, I am voting against this bill because it does not do the job that ought to be done at this time. Never in the history of this Commonwealth have so many people from so many walks of life been so interested in the condition of our educational system in this Commonwealth. I have before me in this file letters from practically every endeavor in my county and in the various counties of the state, from Chambers of Commerce, professional groups, from all the civic organizations that you can name, who have long ago endorsed the principle that at this time the General Assembly of the Commonwealth of Pennsylvania must do something more than a patchwork job in the matter of an educational program.

First of all, Mr. President, if you will recall, I recommended to this Senate the passage of a statewide mercantile tax that would have raised, by a seventy per cent collection of an eight-mill tax, \$100,000,000. This has been proven to be a very low estimate, if we can believe the estimates advanced by the city of Pittsburgh and the spokesman for the city of Philadelphia on the question of passing a mercantile tax for these two particular cities, in the estimates that they have arrived at as to the return from a one-mill tax.

Mr. President, I had in mind, if the state assessed a statewide tax for specific purposes, this Commonwealth could undo the injustice that has been in existence for too many years, in that communities that have an honest assessment on their real estate values are being penalized by the Commonwealth in its educational program, because of the basis of the reimbursement fraction and the formula used to subsidize the various school units. Outstanding in this regard, Mr. President, is the history and record of this particular item of the school and educational program in this Commonwealth. For instance, we have a disparagement of close to \$1,000 between the districts that receive a high subsidy and the districts that are confined to a low subsidy by the nature of their real estate tax operations. For instance here we have, Mr. President, just as an example, the city of Pittsburgh restricted under this bill for the present year to a \$700 subsidy, and yet we have under this bill, Mr. President, cities like Carbondale, receiving \$1,322; New Castle receiving \$1,098; Norristown receiving \$1,189; York receiving

\$1,322, and so forth and so on. There would be no purpose gained if I would take each and every one of these communities and townships of this Commonwealth and give you figures that prove beyond any reasonable doubt that we have a very unsound principle of financing our educational program in the Commonwealth of Pennsylvania.

At this time, Mr. President, I may say that if the minority would have been given the courtesy of attending the various conferences and meetings held by the majority in the matter of writing this particular piece of legislation we would have endeavored to give to Pennsylvania a qualified program based upon equality, the only basis of operation that is proper under a democratic form of government.

Mr. President, there can be no excuse for continuing this type of educational program. If it is possible for the city of Pittsburgh to be granted specific taxing authority, and the city of Philadelphia to be granted specific taxing authority, just to meet in either instance a need that the state has failed to take care of, then it is more proper for us to assume that the state should adopt and assess a tax rate on a statewide basis, and then redistribute to the various school districts on an equality basis, a subsidy that would allow all the districts in Pennsylvania to pay a minimum standard of wages comparable to neighboring states that have a higher educational standard than the Commonwealth of Pennsylvania.

I have heard it said that this Commonwealth contributes more to the various school districts than a number of the other states. Mr. President, when you measure the amount subsidized to the districts by the state government in this Commonwealth against the amounts returned in other states, on a percentage basis, you find that this is an untrue statement. In every instance where we have states of comparable stature, we find that the state government returns in categories, other than that of education itself, such a large amount of state collected taxes that in the main the local real estate carries a lesser burden than real estate carries in the Commonwealth of Pennsylvania, and, after all comparisons are made and after all rules of measure are employed I am sure the answer to the question is what real estate carries the greater burden, that in the Commonwealth of Pennsylvania, that within the various subdivisions of the Commonwealth of Pennsylvania, or that in the neighboring states.

Mr. President, the basis of our argument this afternoon is this; this state must sooner or later assume the position that it has a state responsibility to see to it that there is an equalization of scholastic standing, both in the payment of teachers and the educational opportunities to the school children of the Commonwealth; there should be no difference or disparagement between educational opportunities because of the residence that a person has within the whole structure of the Commonwealth.

Mr. President, I believe that if we had a specific tax for specific purposes and then assumed the payment of a full minimum schedule on an equal basis all over the Commonwealth, then the question of maximums could be left properly in the hands of the local authorities. You say that Pittsburgh receives a minimum state subsidy because it has behind every school unit a tax assessment of approximately \$380,000 and you say that the various

other sub-divisions are given a much higher subsidy because they have on the average in the Commonwealth of Pennsylvania a real estate assessed valuation behind each school unit of \$60,000. And yet, Mr. President, we admit very frankly that the city of Pittsburgh and the city of Philadelphia have to assess other taxes against their citizens to meet the needs of their teaching units.

Now you have before you on the calendar today a bill that opens up the field of local taxation to all the whims of all the local taxing authorities. The purpose behind the passage of this bill, as I understand it, is to allow the local authorities to raise money to meet their needs in education. And yet, Mr. President, in House Bill 417 we find no reservation made for when these new additional local taxes are applied against the citizens, in the industries or businesses in a given district; you find nothing in this bill that will change the reimbursement basis that they now operate on, and yet that community may in its sum total collection of taxes have a greater return of revenue per teaching unit than the city of Pittsburgh or the city of Philadelphia. It is definitely an unsound basis for a sound progressive educational program.

At various times during recent years the minority has attempted to create a new educational structure in the Commonwealth. We know too that it can not be done overnight. I want to say to the membership of this Senate that when we spent something approximating \$75,000 in the creation of a tax school study commission, I had high hopes, and I know that many of you had high hopes, that this commission would come to the General Assembly with a plan for a school program that was based upon a study of facts over the entire Commonwealth. I am sorry to say that program has not come forth and I am happy to see that we are terminating the work of that commission and putting in into the hands of the Joint State Government Commission.

At this point, Mr. President, I am recommending that the Joint State Government Commission, of which Senator Heyburn is chairman, take school legislation in Pennsylvania and try to come before the General Assembly two years hence with a program that will be fair to each and every citizen of this Commonwealth.

Mr. President, I can see no justification in assessing against a citizen in one community a greater cost or charge for the education of the children in that community as against a lesser charge in another community in the Commonwealth.

I can understand, Mr. President, and so I believe all of us can understand, that where a particular school district adds to its regular curricula extra-curricular activities they may have a greater expense than that required for single standard education, and that the citizens of that community would naturally be assessed to meet that bill.

But, Mr. President, if we do this one thing, if we set an equalized standard all over the Commonwealth in subsidy returns and in a educational standard, then we have started at least to build a sound educational structure.

I am ashamed to have to admit, Mr. President, that by national standards, according to reports that I have in my folder, the Commonwealth of Pennsylvania stands thirty-second in the educational picture in the entire

nation. I am not the authority for that statement; however, I have the authority here and I will be glad to submit it if so desired.

Now, Mr. President, we come to the question of the teachers themselves. Throughout the past campaign both political parties made very lavish promises to the school teaching profession of the Commonwealth of Pennsylvania. If the Democratic party had been successful I am sure that they too would have had the full responsibility of fulfilling their pledges. The fulfillment of that pledge is not a political obligation—it is a moral obligation because, in the first instance, Mr. President, both political parties made the pledge because they knew full well that the school teaching profession in the Commonwealth of Pennsylvania was miserably underpaid as a group; they knew that they were upon sound ground when they said that we had to have a higher minimum standard in this Commonwealth. The question as to whether House Bill 417 meets the campaign pledges of the party now responsible for the redemption of its campaign pledge is one that is purely a matter of opinion. The framers of House Bill 417, in its original appearance, felt that their interpretation of their campaign pledge was embodied in what they had drafted into the original House Bill 417.

Now we find before us a much emasculated bill, with the same number and the same sponsorship, but nowhere near the same provisions. That could be done for one of two purposes. It could be to take House Bill 417 and amend it to meet what other groups or an individual group feels to be a redemption of their campaign pledge, which would be purely a matter of mechanics, something that was done in order to facilitate passage of this legislation, which would take a bill already passed by the House and amend it in order to put into that bill the interpretations of the Senate. That is one thing that may have been in the minds of the persons who engineer the legislative actions. And again, Mr. President, it might have been purely a matter of political strategy. All the school teachers in this Commonwealth are collectively and individually for House Bill 417 as it was introduced in the House of Representatives. In my file I have countless letters from individual school teachers, from school teacher's groups, from civic bodies and groups of service clubs, church leagues, federations of all kinds, in favor of House Bill 417 as it was originally introduced. Now we find thousand upon thousand of citizens who can not hear the debate upon the contents of this bill, thousands upon thousands of citizens who must depend upon the picture that they gain from the daily newspapers, to know exactly what the Legislature does, and those thousands upon thousands of citizens are being confused to the point that they believe that they still are getting House Bill 417. We admit, Mr. President, that they are getting the number and the names of the sponsors but there is a protest, one of the protests I make by my vote.

Every teacher in this Commonwealth was safe in assuming that if their political party won the election, or whichever one would win it, that particular political party was pledged to a program approximating that which was contained in House Bill 417 in its original presentation.

Mr. President, I say to the Republican majority that if this is your interpretation and your fulfillment of your campaign pledge, we accept it as such, but I say to you also that in my mind, having been one of those who campaigned all over the state and spoke to various groups of teachers all over the Commonwealth, this does not represent in their minds a fulfillment of the pledge made last year.

I believe the teachers felt that they were to receive a minimum salary somewhere near the basic \$2,500. They were not led to believe, Mr. President, that to get this salary raiser they would have to witness a revolution in the matter of taxation in this Commonwealth.

We are, Mr. President, upon the brink of a very profound moment in this Commonwealth's fiscal history. We are passing, at the insistence of the Governor of this Commonwealth, a bill broadening the tax base in every school district in this Commonwealth. Mr. President, I want to say to the members of the Senate that nobody can do that and feel that they have fulfilled their part of the educational program. They can not do it, Mr. President, in the light of what will happen in the future, and be satisfied with that fulfillment, because to my mind we are going to have the greatest hodge-podge of taxing systems ever to come out of the untrained tax minds of local authorities. I can well see communities fighting with one another, with campaigns put on by the local civic leaders, weaning away from another community that business which can be moved, because of a better tax structure over the borough line.

Mr. President, the ills that have accursed mankind in middle Europe are directly traceable to the Balkans because of their tax walls and embargoes against each other's goods.

Mr. President, I can see in House Bill 800 the foundation for a tax wall which will cause more trouble between our local communities than any other piece of legislation to this day found upon the statute books of Pennsylvania. Some of you may disagree, and that of course is your privilege and your right. I have tried to think the matter out thoroughly. I can see my community placing a tax upon a given object or subject, and I can see my neighboring community allowing that object to go tax free, and if I know human nature, having learned a little during my few years here and if the basis of giving a manufacturer's exemption in this Commonwealth had any soundness to it at all, if there was any logic to the argument that allowed that bill to be first put upon the statute books, then the thing that industry and business is interested in is its cost of doing business as relates to the tax formula taxed against it.

So if that is the basis of industry's thinking can you not see that in the passage of House Bill 417, which as I understand it is coupled definitely to the passage of House Bill No. 800, we are creating a cancerous growth in the Commonwealth of Pennsylvania which will require more than a major operation to kill or cure. I am in dead seriousness when I say to you that someone has misled you into the belief that we could continue the crazy-quilt pattern of the educational program in this Commonwealth for two more years in the hope that something will happen two years hence and the problem will not recur. Mr. President, I believe as long as we con-

tinue to do exactly what we are doing in House Bill 417, making fish out of one and fowl out of another, we will have a recurrence of this problem before the General Assembly every time it meets.

The question of a salary schedule at this moment must be subordinated to the over-all picture of the educational structure in this Commonwealth. We all know that standard teachers under this bill do not receive a salary increase sufficient to meet the every-day living costs that they must and are obliged to meet. We have in Pennsylvania three classifications of teachers for mandated salary purposes; we have the standard teacher that makes up, as I understand it, approximately forty-eight per cent of the total teacher population; then we have the college teacher and lastly we have those who have master degrees. There is a question in my mind, and one that I have not been able to solve—I can not at this moment tell the General Assembly with all honesty that I know how much difference there ought to be in the pay of a standard teacher, qualified by experience, qualified by training and continual study of her or his teaching duties, and the teacher who acquires a certain classification because through a mechanical process they have gone on to school; I do not know whether the difference ought to be \$600, I do not know whether the difference ought to be \$1,000 or whether the difference ought to be a nominal sum of \$200. A careful study of the requirements in the classroom will give the answer to that problem. But to just sit down and arbitrarily write a figure, to set the standards and the salaries, is not to my mind a sound method of approach to this very delicate subject.

I say to the members of this Senate that the minimum salary contained in this bill is not sufficient to attract and hold in the school rooms of Pennsylvania the type of teachers we all want our children to be taught by.

The teachers have made a valiant fight during this session of the Legislature. They have tried and tried and tried to put across to the members of the General Assembly the very urgent need that is theirs in the matter of salary raises. I have a great deal of respect, Mr. President, and a very high regard, for that great number of teachers who, during the high pay and lush days of the war period stuck to their jobs at the minimum miserable wages paid in this Commonwealth. They are not being rewarded in House Bill 417.

Mr. President, I could stand before this Senate and pick out, paragraph by paragraph, the unsound legislation that is being enacted and re-enacted in this bill. I can give to the Senate, if it so desires, comparative charts on the various cities throughout the United States of two hundred thousand population and more and the percentage of state aid to those cities granted by their state governments. I could give to the Senate of Pennsylvania a comparative schedule of the subsidy amounts paid to our various sub-divisions of government in the Commonwealth of Pennsylvania. For the purposes of the record, in order that we do not get to the point of misquoting again, I submit to the reporter this file marked "A" for inclusion in the Journal.

I have here, Mr. President, a letter repeating a statement that I heard made over in the Educational Forum the day of the public hearing on House Bill 417. This statement is by one Alvin Fuller of Ickesburg, at the open

hearing before the House Committee on Education in the Forum of the Education Building. I wish to submit this letter as an example of the crying need for a higher salary schedule in this Commonwealth. I will only read it for the information of those who are not fortunate enough to read the Legislative Journal. Let us hear what this young man has to say. In this statement, if I may add, is contained the whole philosophy of the school teacher's every-day existence.

The State Highway Department pays one hundred dollars more for a truck driver in the Commonwealth of Pennsylvania than we pay a school teacher with all the added responsibility the school teacher has. You hide behind the proposition that the school teacher is employed for one hundred eighty some odd days a year, but there is no truth in that statement; the school teacher is employed because the school teacher has been accepted in the community life of all America as part and parcel of that community and an agent of that community. On every committee throughout the war we found school teachers serving without compensation, hours and hours and days and days they gave, and during peace times we find school teachers serving on all the various committees that have to do with the community welfare. The school teacher as a symbol stands for Americanism at its best. No other group within the confines of this Commonwealth gives more to the community life than the school teachers do.

Every person in this room, if he will just stop and think for a moment, can name offhand the members of the school teaching profession, in his community who are leaders and the workers in the civic enterprises in that community.

I submit to you, Mr. President, for inclusion in the Legislative Journal, this statement.

I will not go into the matter of individual salary increases but this young man gets an increase of \$175. It will give him, when it is all over, I think it figures out to \$62 less than that truck driver because the truck driver has been increased ten per cent.

I do not intend to read to the members of the Senate from a nation-wide chart showing the condition of public schools in the entire nation, but it is worthy of study by the men who are forced into the position of being responsible leaders of the responsible majority for the drafting of school legislation. I would be glad to give copies of this to the majority leaders who have this responsibility.

Throughout the entire session of this Legislature we have been presented with certain facts by certain leaders in the school field. I want to say now to the school teaching profession in the Commonwealth of Pennsylvania that I am grateful to them for the mass of information that they gave to me upon every occasion when I had need to request specific information and I want to say that at no time did they ever try to color or distort the facts as they relate to the school problem in this Commonwealth. They have pointed out very graciously the direct benefits that will accrue to the various school districts in this Commonwealth by the passage of this bill, but, by the same token, they have presented to me a graphic picture of the lack of benefits to other school districts in Pennsylvania, and that will always be so, Mr.

President, so long as we operate our school system in this Commonwealth upon a patch-work basis. This state of ours must sooner or later come to that happy state where the Commonwealth will assume its full responsibilities for minimum salary standards in this Commonwealth and, until that moment arrives, we can hope for nothing more than what we have in House Bill 417.

I do not hesitate to say that the framers of this legislation have had a hard job. I think they have worked hard. I think they have tried to resolve the problem in such a way that they could stay within the budgetary figures mandated by the Governor's office and they have had to work from a pattern already cut for them, and I am proud to be a member of the same Senate with some of these men who have made a sincere effort to reach a happy conclusion in the matter of school legislation. I do say, and still maintain, that does not take away from the legislation itself any of the features that we believe to be detrimental to the educational picture in the state.

And so, Mr. President, I hope that I have given to the members of the Senate somewhat of an insight into the plans that the minority has for this Commonwealth's educational program, if and when the minority party has to assume the responsibility of writing school legislation.

(The following included in Legislative Journal in compliance with request of Senator Dent.)

OFFICE OF SUPERINTENDENT OF SCHOOLS
PITTSBURGH, PENNSYLVANIA
February, 1947

School Districts in Industrial Areas of Pennsylvania
Having Relatively High Standard Reimbursement Fractions

School District	State Standard Reimbursement Fraction	State Reimbursement per Teaching Unit
Allentown .....	.4371	\$ 786.78
Aliquippa .....	.7034	1266.12
Altoona .....	.7082	1274.76
Ambridge .....	.6854	1233.72
Bethlehem .....	.6530	1175.40
Carbondale .....	.7346	1322.28
Chester .....	.6946	1250.28
Easton .....	.5564	1001.52
Erie .....	.5863	1055.34
Harrisburg .....	.4253	765.54
Hazleton .....	.6949	1250.82
Johnstown .....	.5099	917.82
Lancaster .....	.6022	1083.96
Lebanon .....	.4969	894.42
Monessen .....	.6645	1196.10
New Castle .....	.6370	1146.60
Norristown .....	.6102	1098.36
Oil City .....	.6606	1189.08
Reading .....	.4759	856.62
Scranton .....	.5480	986.40
Shamokin .....	.8200	1476.00
Sharon .....	.6707	1207.26
Uniontown .....	.7378	1328.04
Washington .....	.7117	1281.06
Wilkes-Barre .....	.4990	898.20
Williamsport .....	.7882	1418.76
York .....	.7346	1322.28

Note: Pittsburgh and 27 other school districts of Allegheny County have the minimum standard reimbursement fraction of .3333, which is equivalent to \$600 per teaching unit. Source of Information—

"Standard Reimbursement Fractions Determined in 1945-46 for Payments Due in 1946-47."

Office of E. A. Quackenbush
Director of School Administration
Department of Public Instruction
Harrisburg, Pennsylvania

OFFICE OF SUPERINTENDENT OF SCHOOLS
PITTSBURGH, PENNSYLVANIA

February, 1947

State Aid to Cities With Population Over 200,000 in Terms
of Percent of Total Budget (including Debt Service)
1946 Data—Reported in Response to Questionnaire

Akron, Ohio	28.4%	Newark, New Jersey	0
Atlanta, Georgia	20.5%	New Orleans,	
Baltimore, Maryland	9.4%	Louisiana	43.3%
Birmingham,		New York, New York	32.2%
Alabama	31.3%	Oakland, California	42.6%
Boston, Massachusetts	9.0%	Oklahoma City,	
Buffalo, New York	32.3%	Oklahoma	9.4%
Chicago, Illinois	8.8%	Omaha, Nebraska	1.0%
Cincinnati, Ohio	24.0%	Philadelphia, Pa.	14.0%
Cleveland, Ohio	20.6%	Pittsburgh, Pa.	13.0%
Columbus, Ohio	32.8%	Portland, Oregon	35.5%
Dallas, Texas	33.5%	Providence,	
Dayton, Ohio	26.3%	Rhode Island	2.0%
Denver, Colorado	4.0%	Rochester, New York	26.6%
Detroit, Michigan	32.0%	St. Louis, Missouri	21.4%
Houston, Texas	46.9%	St. Paul, Minnesota	30.8%
Indianapolis, Indiana	26.0%	San Antonio, Texas	44.1%
	"Very little"	San Diego,	
Jersey City, New Jersey	0	California	42.3%
Kansas City, Missouri	11.5%	San Francisco,	
Long Beach,		Calif.	42.3%
California	30.5%	Seattle, Washington	50.7%
Los Angeles,		Syracuse, New York	42.6%
California	33.3%	Toledo, Ohio	31.0%
Louisville, Kentucky	24.3%	Washington, D. C.	Full
Memphis, Tennessee	16.8%		
Milwaukee, Wisconsin	15.9%		
Minneapolis,			
Minnesota	25.0%		

Appropriation by
Federal Congress

OFFICE OF SUPERINTENDENT OF SCHOOLS
PITTSBURGH, PENNSYLVANIA
January 16, 1947

SCHOOL DISTRICTS IN ALLEGHENY COUNTY WITH
REIMBURSEMENT FRACTIONS .4000 OR LESS

First Class

* Pittsburgh C

Second Class

McKeesport C

Third Class

* Avonworth Union

* Bellevue b

* Brentwood b

* Crafton b

* Dormont b

* Duquesne C

* E. Pittsburgh b

* Etna b

* Forest Hills b

* Homestead b

* Mt. Lebanon t

Fourth Class

* Aspinwall b

* East Deer t

* Edgewood b

* Edgeworth b

* Greentree b

* McCandless t

* Neville t

* Mt. Oliver b

* Munhall b

* North Braddock b

* Oakmont b

* O'Hara t

* Ross t

* Sewickley b

* West Mifflin b

* Westview b

* Wilkinsburg b

* Wilmerding b

* Osborne b

* Rosslyn Farms b

* Sewickley Hts. t

* Thornburg b

* Upper St. Clair t

* West Homestead b

Total—37 districts

* Districts with fraction .3333

Source of Information—

"Standard Reimbursement Fractions Determined in 1945-46 for Payments Due in 1946-47."

Office of E. A. Quackenbush
Director of School Administration
Department of Public Instruction
Harrisburg, Pennsylvania

OFFICE OF SUPERINTENDENT OF SCHOOLS
PITTSBURGH, PENNSYLVANIA

February, 1947

All School Districts in Pennsylvania Having Standard
Reimbursement Fractions Below .4000

Adams County	Westtown t	3333
McSherrystown b	Willistown t	3333
Allegheny County	Delaware County	
Pittsburgh C	Haverford t	3943
McKeesport C	Radnor t	3333
Avonworth Union	Eddystone b	3333
Bellevue b	Edgmont t	3333
Brentwood b	Marple t	3333
Crafton b	Millbourne b	3333
Dormont b	Newtown t	3333
Duquesne C	Swarthmore b	4047
E. Pittsburgh b	Tinicum t	3772
Etna b	Greene County	
Forest Hills b	Greene t	3333
Homestead b	Whiteley t	3333
Mt. Lebanon t	Lebanon County	
Mt. Oliver b	Cold Spring t	3333
Munhall b	Cornwall b	3333
N. Braddock b	Mt. Gretna b	3333
Oakmont b	Luzerne County	
O'Hara t	Hanover t	3333
Ross t	McKean County	
Sewickley b	Lafayette t	3333
West Mifflin b	Montgomery County	
Westview b	Lower Merion t	3333
Wilkinsburg b	Cheltenham t	3333
Wilmerding b	Jenkintown b	3333
Aspinwall b	Narberth b	3588
East Deer t	Springfield t	3333
Edgewood t	Ambler b	3828
Edgeworth b	Bryn Athyn b	3333
Greentree b	Lower Gwynedd t	3400
McCandless t	Lower Moreland t	3333
Neville t	Lower Pottsgrove t	3333
Osborne b	Upper Gwynedd t	3333
Rosslyn Farms b	Whitemarsh t	3333
Sewickley Hts. b	Philadelphia County	
Thornburg b	Philadelphia C	3333
Upper St. Clair t	Pike County	
West Homestead b	Blooming Grove t	3333
Beaver County	Delaware t	3333
Potter t	Dingman t	3333
Berks County	Lehman t	3333
Wyomissing b	Milford Ind.	3333
Wyomissing Hills b	Palmyra t	3333
Bradford County	Porter t	3333
Barclay t	Shohola t	3990
Bucks County	Schuylkill County	
Langhorne Manor b	Rahn t	3333
Cambria County	Sullivan County	
Franklin b	Eagles Mere b	3333
Chester County	Washington County	
East Bradford t	Allenport b	3333
East Caln t	E. Washington b	3333
East Goshen t	N. Bethlehem t	3720
Easttown t	Nottingham t	3333
Pennsbury t	Somerset t	3333
Thornbury t	Union Ind.	3333

Source of Information

"Standard Reimbursement Fractions Determined in 1945-46 for Payments Due in 1946-47."

Office of E. A. Quackenbush
Director of School Administration
Department of Public Instruction
Harrisburg, Pennsylvania

OFFICE OF THE SUPERINTENDENT OF SCHOOLS
PITTSBURGH, PENNSYLVANIA
March, 1947

All School Districts in Pennsylvania Having Standard
Reimbursement Fractions of .7000 or Less

Adams County	Hampton t	5199
McSherrystown b	Harmar t	6494
Oxford t	Haysville b	7030
Allegheny County	Indiana t	4627
Pittsburgh C	Ingram b	4774
McKeesport C	Kennedy t	6136
Avalon b	Leetsdale b	4574
Avonworth Union	Liberty b	6991
Baldwin t	McCandless t	3828
Bellebue b	Marshall t	6089
Bethel t	Moon t	5923
Braddock b	Neville t	3333
Brentwood b	No. Fayette t	6979
Carnegie b	Ohio t	5920
Clairton C	Osborne b	3333
Coraopolis b	Pine t	4459
Crafton b	Port Vue b	4491
Dormont b	Reserve t	5401
Duquesne C	Richland t	5562
E. Pittsburgh b	Robinson t	6588
Etna b	Rosslyn Farms b	3333
Forest Hills b	Sewickley Hts. t	3333
Glassport b	Springdale b	6850
Harrison t	Thornburg b	3333
Homestead b	Upper St. Clair t	3333
Jefferson t	Verona b	5819
McKees Rocks b	Versailles b	6767
Millvale b	West Homestead b	3333
Mt. Lebanon t	Wilkins t	6723
Mt. Oliver b	Armstrong County	
Munhall b	Ford City b	4271
North Braddock b	Kittanning b	6016
N. Versailles t	Apollo b	7000
Oakmont b	Appelold b	6253
O'Hara t	Beaver County	
Penn t	Aliquippa b	7034
Plum t	Ambridge b	6854
Rankin b	Beaver b	6563
Ross t	Beaver Falls C	6778
Scott t	Midland b	4292
Sewickley b	Borough t	6808
Shaler t	Fallston b	4850
Sharpsburg b	Harmony t	6123
S. Fayette t	Patterson Hts. b	6121
Stowe t	Potter t	3333
Swissvale b	West Mayfield b	6227
Tarentum b	Berks County	
Turtle Creek b	Reading C	4759
Versailles t	Muhlenberg t	6631
West Mifflin b	Bally b	4457
West View b	Bern t	5461
Wilkinsburg b	Birdsboro b	6611
Wilmerding b	Boyetown b	5975
Aleppo t	Exeter t	6505
Aspinwall b	Fleetwood b	6981
Blawnox b	Hamburg b	7023
Bradford Woods b	Heidelberg t	6136
Bridgeville b	Kutztown b	7010
Castle Shannon b	Lower Alsace t	6314
Cheswick b	Lower Heidelberg	
Collier t	t	6867
East Deer t	Mt. Penn b	5560
Edgewood b	Olev t	6525
Edgeworth b	Sinking Spring b	6301
Franklin t	South Heidelberg	
Glenfield b	t	6408
Greentree b	Wernersville b	5746

West Reading b ..	4307	Pennsbury t	3333	Erie County		Luzerne County	
Wyomissing b ...	3333	Pocopson t	5448	Erie C	5863	Hazleton C	6949
Wyomissing Hills		Thornbury t	3333	Fairview t	6462	Wilkes-Barre C ..	4990
b	3333	Union Ind.	4791	Lawrence Park t	5632	Ashley b	6267
Bradford County		Uwchlan t	7010	LeBoeuf t	6805	Forty Fort b	6664
Barclay t	3333	Valley t	5556	Greene County		Hanover t	3333
Bucks County		West Fallowfield t	7015	Dunkard t	6401	Jenkins t	6580
Bensalem t	6391	West Goshen t ..	6089	Greene t	3333	Kingston b	6328
Bristol b	6634	West Marlboro t	5822	Jefferson Union ..	6987	Larksville b	6782
Bristol t	6667	West Nantmeal t	5770	Monongahela t ...	6131	Newport t	5692
Buckingham t ...	4707	West Pikeland t .	4303	Morgan t	6574	Nuangola b	6747
Doylestown b	5930	West Sadsbury t	6988	Perry t	5117	Sugar Notch b ...	6224
Doylestown t	5407	Westtown t	3333	Washington t	5184	McKean County	
Falls t	6892	West Whiteland t	4828	Waynesburg b ...	6558	Bradford t	6159
Ivyland b	6570	Willistown t	3333	Whiteley t	3333	Foster t	6159
Langhorne b	6492	Columbia County		Huntingdon County		Keating t	6619
Langhorne Manor b	333	Bloomsburg town	6844	Huntingdon b	6020	Lafayette t	3333
Lower Makefield t	5306	Crawford County		Brady t	7034	Otto t	6724
Lower South-		Meadville C	6564	Franklin t	6900	Mercer County	
ampton t	6959	Titusville C	6917	Warriors Mark t ..	6735	Sharon C	6707
Middletown t	6585	Sadsbury t	6101	Indiana County		Monroe County	
New Britain b	6095	Cumberland County		Indiana b	6784	E. Stroudsburg b	6663
New Britain t	5781	Carlisle Boro	6351	E. Mahoning t ...	6993	Barret t	4370
New Hope b	6809	Mechanicsburg b	6832	Lackawanna County		Delaware Water	
Newtown b	6364	Camp Hill b	4855	Scranton C	5480	Gap b	5998
Newtown t	5329	Hampden t	6410	Abington Ind.	5883	Mt. Pocono b	6299
Northampton t ..	5225	Lemoyne b	6445	Benton t	6162	Paradise t	5926
Sellersville b	6903	Wormleysburg b	6260	Clarks Summit b	7046	Tobyhanna t	6208
Solebury t	4557	Dauphin County		Dalton b	6167	Montgomery County	
Tinicum t	5447	Harrisburg C	4253	Elmhurst	6513	Lower Merion t .	3333
Upper Makefield t	4931	Steelton b	6736	LaPlume t	6761	Norristown b	6102
Upper Southamp-		Lower Swatara t	6552	Lehigh t	5988	Abington t	4500
ton t	6044	Middle Paxton t	6945	West Abington t ..	6391	Cheltenham t ...	3333
Warrington t	5699	Paxtang b	4944	Lancaster County		Jenkintown b ...	3333
Warwick t	4289	Delaware County		Lancaster C	6022	Narberth b	3588
Wrightstown t ...	4709	Chester C	6946	Lancaster t	5459	Pottstown b	6971
Wycombe Ind. ...	6453	Upper Darby t ..	4067	Manheim t	4504	Springfield t	3333
Butler County		Darby b	6807	Earl t	6901	Upper Merion t .	4940
Butler C	4169	Haverford t	3943	East Donegal t ..	6880	Upper Moreland t	6508
East Butler b	5685	Lansdowne b	4773	East Drumore t ..	6968	Ambler b	3828
Karns City b	6973	Media b	4691	East Hempfield t .	5743	Bryn Athyn b ...	3333
Cambria County		Prospect Park b	6507	East Lampeter t ..	6413	Collegeville b ..	5659
Johnstown C	5099	Radnor t	3333	East Lampeter t ..	6413	East Norriton t ..	6382
Ebensburg b	6769	Ridley t	5775	Leacock t	6045	Hatboro b	6918
Ferndale b	7041	Springfield t	5342	Manor t	6648	Horsham t	6664
Franklin b	3333	Yeadon b	4909	New Holland b ...	6913	Lower Gwynedd t	3400
Southmont b	5135	Aldan b	6193	New Milltown Ind.	5024	Lower Moreland t	3333
Westmont b	4321	Birmingham t ..	5741	Paradise t	6572	Lower Pottsgrove t	3333
Carbon County		Cliffont Heights b	5952	Penn t	6755	Montgomery t ..	6777
Palmerton b	6663	Concord t	6198	Pequea t	6471	Perkiomen t	6118
Kidder t	6936	East Lansdowne b	5433	Quarryville b ...	6937	Plymouth t	4982
Chester County		Eddystone b	3333	Rapho t	6582	Rockledge b	5401
Coatesville C	6214	Edmont t	3333	Salisbury t	6837	Skippack t	6980
Phoenixville b ...	5394	Folcroft b	6775	Strasburg t	6889	Trappe b	4937
Tredyffrin t	4890	Glen Olden b ...	6873	Upper Leacock t ..	6773	Upper Dublin t ..	5985
West Chester b ...	4839	Lower Chi-		W. Earl t	6827	Upper Gwynedd t	3333
Birmingham t ..	5452	chester	6854	W. Hempfield t ..	6866	Upper Provi-	
Charlestown t ...	4553	Marcus Hook b ..	4276	W. Lampeter t ...	5995	dence t	6598
Downington b ...	7046	Marple t	3333	Lawrence County		W. Norriton t ...	4902
East Bradford t ..	3922	Middletown t	6262	New Castle C ...	6370	Whitemarsh t ...	3333
East Brandywine t	6924	Millbourne b ...	3333	Bessemer b	6729	Whitpain t	4446
East Caln t	3703	Nether Provi-		Lebanon County		Worcester t	6759
East Goshen t	3333	dence t	5984	Lebanon C	4969	Northampton County	
East Marlboro t ..	4391	Newtown t	3333	Cleona b	6252	Bethlehem C	6530
East Nantmeal t ..	6858	Norwood b	6320	Cold Spring t ...	3333	Easton C	5564
Easttown t	3333	Parkside b	5422	Cornwall b	3333		
East Whiteland t	4802	Ridley Park b ...	5297	Mt. Gretna b	3333		
Elverson b	6865	Rutledge b	5733	No. Londonderry t	6294		
Honey Brook b ...	6959	Sharon Hill b ...	5684	So. Annville t ...	6334		
Kennett t	4739	Swarthmore b ...	4047	West Cornwall t .	5374		
Kennett Square b	5821	Thornbury t	4859	Lehigh County			
London Britain t .	6851	Tinicum t	3772	Allentown C	4371		
Londonderry t ...	6746	Trainer b	6167	Fountain Hill b ..	6615		
London Grove t ..	6902	Upper Provi-		Grim's Ind.	6999		
Malvern b	5424	dence	4579	Macungie b	6588		
Newlin t	6634	Elk County		So. Whitehall t ..	6439		
New London t ...	6685	St. Marys b	6305	Upper Macungie t	6429		
Oxford b	6343						

Nazareth b .....	.6684	Venango County	
Wilson b .....	.6059	Franklin C .....	.6778
East Allen t ....	.6186	Oil City .....	.6606
Forks t .....	.6968	Allegheny t .....	.6908
Hanover t .....	.6237	Emlenton b .....	.6221
Lo. Mt. Bethel		President t .....	.6724
Ind. ....	.6679	Warren County	
Lo. Mt. Bethel t ..	.5349	Warren b .....	.6639
Lo. Nazareth t ..	.6744	Washington County	
Palmer t .....	.5813	Canonsburg b ..	.6906
Stockertown b ..	.6404	Charleroi b .....	.6917
Upper Nazareth t ..	.5953	Donora b .....	.6560
West Easton b ..	.7030	Allenport b ....	.3333
Philadelphia County		Amwell t .....	.5689
Philadelphia C ..	.3333	Beallsville b ....	.6650
Pike County		Cross Creek t ...	.6741
Blooming Grove t ..	.3333	Deemston b ....	.6988
Delaware t .....	.3333	E. Washington b ..	.3333
Dingman t .....	.3333	Hopewell t .....	.6034
Greene t .....	.6264	Jefferson t .....	.6504
Lackawaxen t ...	.4804	Morris t .....	.5940
Lehman t .....	.3333	Mt. Pleasant t ..	.6878
Matamoras b ....	.6423	No. Bethlehem t ..	.3720
Milford Ind. ....	.3333	No. Strabane t ...	.4696
Palmyra t .....	.3333	Nottingham t ....	.3333
Porter t .....	.3333	Peters t .....	.5678
Shohola t .....	.3990	Somerset t .....	.3333
Westfall t .....	.6331	So. Franklin t ...	.6037
Schuylkill County		So. Strabane t ...	.7033
Pottsville C .....	.6388	Union Ind. ....	.3333
Blythe t .....	.5172	West Bethlehem t ..	.5782
Cressona b .....	.5834	West Finley t ...	.7030
Mahonoy t .....	.6989	Wayne County	
New Phila-		Honesdale Union ..	.6049
delphia b .....	.5823	Buckingham t ...	.6528
Rahn t .....	.3333	Westmoreland County	
Schuylkill t ....	.6568	Greensburg C ...	.5710
Tremont t .....	.5831	Latrobe b .....	.6888
Walker t .....	.6389	Monessen C .....	.6645
Susquehanna County		West Leechburg b ..	.5937
Ararat t .....	.6867	Wyoming County	
Choconut t .....	.5519	Exeter t .....	.4438
Susquehanna b ..	.6546	Nicholson b ....	.6995
Sullivan County		Overfield t .....	.5420
Dushore b .....	.6317	York County	
Eagles Mere b ..	.3333	Spring Garden t ..	.6586
		Springettsbury	
		Ind. ....	.6294
		Springettsbury t ..	.5441
		West Manchester t ..	.7024

Source of Information—

"Standard Reimbursement Fractions Determined in 1945-46 for Payments Due in 1946-1947."

Office of E. A. Quackenbush
Director of School Administration
Department of Public Instruction
Harrisburg, Pennsylvania

"April 22, 1947.

"Statement by Alvin Fuller of Ickesburg at the open hearing today before the House Committee on Education in the Forum of the Education Building:

"My name is Alvin Fuller. I have taught in the Elementary School of Ickesburg, Perry County, for the past 16 years. I have been married for 12 years. I have a daughter 10, a son 7, and a son 4.

"In addition to teaching, I take an active part in community affairs. I am a past president of the Lions' Club and am now a director in that organization, as well as active in several of its committees. I was Superintendent of our Sunday School for several years and now am **teacher of the Men's Bible Class. I am a deacon in our church and am active in all church affairs. I am a mem-**

ber of the Perry County Boy Scout Committee and Finance Advisor of our local troop. I am chairman of a group of teachers of Perry County in Curriculum Study in Education on Pupils, Interests, Needs, and Abilities. I **have been and am chairman in our district for soliciting funds for the Red Cross and the Community Chest.**

"I have had as many as 68 pupils enrolled in one room, and taught them all subjects. I now have 36 pupils in grades six, seven, and eight. Last year I received a salary of \$1,775, the highest salary paid to any of the **seven elementary teachers employed in our district.**

"I have a record of many incomes from various types of work in my community, and from these I wish to mention only a few. The State Highway Department paid a truck driver \$1,874. A business concern paid another truck driver \$2,122. A farm boy received \$1,657 and in addition was given at least one meal each day. A farmer living on a farm with a very low valuation reported at income of \$3,108. A business man who says his busiest day is Monday and who has much free time during the rest of the week reported an income of well over \$4,000. And the state is now paying \$96 per month, which would total \$1,152 a year, to one family in relief.

"Now I would like to tell you how I spent my \$1,775:

Food (\$20 per week)	\$1040
Rent	108
Church contributions	115
Doctors' Bills	250
Life Insurance	106
Fuel	120
Expenses for instructional and educational material ..	62
Summer school expenses	150
Clothing	250
Household replacements	50

Total \$2250

"This report has not taken into consideration children's allowances, car expenses, light bills, and many other incidentals.

"You can readily see that if I must spend over \$2,250 for necessities, it is necessary that I supplement my salary with additional earnings. I'll admit I do not have the time I would like, or the time I need, in my profession, for I am serving as Justice of the Peace and am also an agent for three fire insurance companies. During the months of January, February, and March I worked most of the evenings from 4 until 11, 12, and even 1, taking care of this business. If my memory serves me correctly, I had, during that time, three evenings to be with my family. By using every moment possible I was able to raise my total income to \$2,639.

"It is my ambition to attend summer school and educational meetings periodically in order to keep abreast of new ideas and methods in education. This belief is shared alike by teachers, school boards, and communities.

"Surely the Commonwealth of Pennsylvania does not expect me to be penalized in order to render this service. Even though my service is in a rural area, I feel this service is the most important rendered in my community. **Financially it is not reimbursed as such.**

"I am speaking for those of us who yet remain as classroom teachers in the schools of Pennsylvania, who are unable to provide a satisfactory home as well as properly provide for the health and education of our own children

"I have cited only a few reasons why we ask you to

support House Bill No. 417 which does contain a salary schedule and provides a standard of compensation that will approach the earnings of my neighbors in my community."

Mr. WADE. Last evening, Mr. President, it was my privilege and pleasure, even though the hour was quite late, to listen with a great deal of interest to the long discussion on this same bill that we are now considering and during that discussion I want to compliment my colleague on the other side, Senator Dent, for provoking debate that was very helpful to me and I feel helpful to **my colleagues, as well as helpful to the many who were** privileged to visit us and to listen to the debate as well.

Particularly, Mr. President, I was glad of the opportunity to hear the very able discussion, or should I say defense of this piece of legislation that we are now considering, by my colleague from Schuylkill, Senator Wagner. His defense of this plan that we are now considering and about to vote on was marvelous and it indicated to me that he had made a very thorough study of the issues involved.

But here today, Mr. President, I am sorry to say that for thirty-five minutes I have been forced to listen to a political speech, a speech made by the leader of the minority—perfectly within his rights, very ably delivered and perhaps very impressive to some, in which he made many implication and in which he spoke of the injustices of the plan, the unsoundness of the entire educational system in the state of Pennsylvania, and in which he viewed with alarm the entire situation in this Commonwealth. I, for one, do not share his alarm.

And I for one, when four members of the Republican side voluntarily—it might be well here to explain that after the discussion last night I asked my colleagues, including the leader of the majority side, Senator Tallman, if he or any others had delegated the duty to four men in the Senate on the Republican side, that they **should come in and spend hours and hours studying this situation to find out where we stood on it and to find** out what the possibilities of it were, what money we had to use and how it best could be used, how additional taxes could be raised, and all those different ramifications of the problem, and I learned that they had done it entirely voluntarily, except perhaps for the fact that Senator Homsher was assigned to be chairman of the Committee on Education in the Senate.

My colleague from Westmoreland, Senator Dent, today said that according to reports he had Pennsylvania stood thirty-second in the nation but I submit to you, Mr. President and my colleagues, that he was very careful not to tell you what report he was reading from, what other states stood above us or in what particular they stood ahead of Pennsylvania.

And then again, Mr. President, the gentleman from Westmoreland **used the term several times, "other states."** Very carefully I remind you, and I say that not one single time did he name a particular state. And then again, Mr. President, the gentleman from Westmoreland used the term "equalization of scholastic standards" and other ramifications. Perhaps if I were assigned to reply to his very able political discussion I would say he attempted to describe the world and its contents and foreign educational systems, because at one time he was in the Balkan states and elsewhere in the world.

We in Pennsylvania, after we settle down to a serious discussion of the problem which confronts us, must admit that this is the answer to the Republican pledge in their platform last year.

Mr. President, we find that in Pennsylvania we have some sixty thousand teachers. We find that in House Bill 417 we have allocated a total over-all amount of some \$48,000,000 additional this biennium. Well, how much is that? I remember when I first came to the Legislature—and it seems but a very short time ago, in 1931, that we talked, as I remember, of a total over-all educational budget of \$35,000,000. This money, together with the other money that is allocated for this purpose educationally—and I might use the term elementary education—now totals the sum of some \$200,000,000 and we learn from reliable authority that forty-two per cent of every general fund tax dollar that comes to Pennsylvania is allocated for educational purposes. Add to that, if you will, the amounts contributed by the Commonwealth for the education of unfortunates such as the deaf and the blind and the appropriations to such grand institutions as the University of Pennsylvania, Temple University, the University of Pittsburgh, Penn State and others, we find that almost fifty cents out of every general fund dollar in the state of Pennsylvania goes toward improving educational standards of our citizens.

But let us return to the original statement, Mr. President. The sum of \$48,000,000 additional divided by the **sixty thousand teachers in the state of Pennsylvania—and** I am speaking generally—is an over-all increase of \$800 per teacher. To me, Mr. President and my colleagues, that is a satisfactory answer to the pledge of the Republican party; it is a satisfactory and a four-square answer to the problem.

My colleague from Westmoreland, Senator Dent, mentioned one of my constituents, Alvin Fuller of Ickesburg, Perry County—one of the bright spots of the Commonwealth because Ickesburg lies just south of the Tuscarora mountains, ten miles west of Millerstown, a town through which many of my colleagues pass on their route to and from Harrisburg, a town where living expenses are not high, and anything I say about Alvin Fuller is with the fullest realization that he is one of America's finest citizens and that we are proud indeed to have him as a citizen of Perry county, but when he compared his salary with that of a truck driver, I wonder if he realized that the truck driver's truck would be rolling over the iron bridge at Millerstown, ten miles away from his home, between six and seven o'clock in the morning and he would return over that same route perhaps as late as seven o'clock that night. Alvin Fuller is in a little different situation. He has a nice garden, he has the privilege of raising many of the things that they use in their kitchen and on their table; he has long evenings and he has a license to sell insurance and he has a reputation in his community so that the people are willing to buy from him and are glad to buy from him; he also participates in the Community Drive and in Red Cross Drives and in many other things, and not only that, but he has three and a half full months away from his chosen profession in the summer, when he can do many of these other things we are talking about. Which profession would you choose—one is as honorable as the other, but Alvin Fuller has

many opportunities to earn additional dollars that the truck driver does not have.

Mr. President, let me conclude my short statebent on this bill by saying again that I think that we members of the Senate, and because of my visits with members on both sides of the Senate I know that many of the Democratic members had the same privilege of joining this group in their volunteer efforts to find a real solution to this problem, and I for one, and I feel my colleagues share this, am deeply indebted to Senator Homsher, to Senator Wagner, to Senator Berger, to Senator Hare, for the fine solution that they have brought before this Senate and on which we are privileged to vote this afternoon.

Mr. DENT. Mr. President and members of the Senate, I want to congratulate the young man on the non-political speech he made.

However, in order that he does not leave any false impressions in the minds of the visitors here this afternoon—I know he is not leaving any in the minds of the members of the Senate—I am sure they know I did not deliberately skip naming any states or cities in my remarks because I did not have the names but only because in the presentation of my discussion I did not think it would necessarily add any weight, to go through these long lists and these comparative schedules and graphs that I have to substantiate my remarks. However, let me read from the inventory of public school expenditures:

Inventory of Public School Expenditures	
Unfinished business in American Education:	
Current expenditure for the modern classroom unit in 48 states (1946)	
U. S. Average	\$1600
1. New York	\$4100
2. California	\$3500
3. New Jersey-D.C.	\$3200
4. Connecticut	\$2500
5. Massachusetts ..	\$2400
6. Rhode Island ..	\$2300
7. Nevada	\$2300
8. Delaware	\$2300
9. Washington	\$2300
10. Illinois	\$2200
1. Arizona	\$2200
12. Michigan	\$2200
13. Pennsylvania ..	\$2000
14. Ohio	\$2000
Have 2% of U. S. Class-rooms	

Pennsylvania's effort to support education is less than the National Medium.

Pennsylvania ranks third in percent of children 5 to 17 not in any school (1939-40) more now.

States having a single salary schedule for teachers regardless of district in which they teach. Strictly a flat rate:

1. California	6. North Dakota
2. Illinois	7. Oregon
3. Kentucky	8. Rhode Island
4. Maine	9. Vermont
5. New Jersey	10. Washington

From Unfinished Business in Education by J. K. Norton and Eugene Lawler, 1946.

"Pennsylvania ranks 45th among the states in the amount of money spent per school pupil—\$51 per pupil
"Pennsylvania ranks 32nd in number of children of school age not in school
"Pennsylvania ranks 32nd in quality of her education

"Pennsylvania effort as compared with her ability to pay is below the national average which is \$1600 per classroom unit.

"Pennsylvania ranks second in wealth (New York first)
"Pennsylvania ranks second in population

"Pennsylvania ranks second in school children in schools
"Only 2% of Pennsylvania's wealth goes to education, Russia spends approximately 8% on education."

I hate to make odious comparisons but Russia spends eight per cent on education.

Mr. President, at this point I want to say that for many generations absolute rulers of men in countries where absolute monarchies and absolute dictatorships existed, regardless of the type of government that rules that land, have felt that to keep the average peoples in a state of ignorance and illiteracy was conducive to the health and welfare of that particular state or nation. You all know the history of Russia in the field of education and how the Czars, in their absolute control of the Russian people, kept that nation at the lowest level of any civilized nation in the world as far as literacy was concerned. It is estimated and many substantial and reliable sources of information claim that Russia had before the Revolution eighty-six per cent illiteracy. I understand from figures recently released that Russia now has less than fourteen per cent illiteracy and I predict, Mr. President, that as the educational standards in that nation rise, the fortunes of Communism will fall. I believe that an educated people will not stand for the subjugation of the individual to the absolute will of a state and that only through education can people be free.

Mr. President, the percentage of teachers paid less than \$2,000 a year is as folows in the various states:

Percentage of Teachers Paid less than \$2000 per year		
State	1945-46	1946-47
Illinois	49.6	46.7
New York	22	21
Pennsylvania	70	50
New Jersey	31.8	26
Maryland	24.8	28.4
Indiana	55	50
Mississippi	40	35

Mr. President, I submit this information to be included in the Legislative Journal. If there is any further doubt in the mind of the gentleman who preceded me that I have the record, I will read the school schedules outside of Pennsylvania in the various cities of the nation. However, if he is satisfied, I will just submit it for the record for inclusion in the Legislative Journal.

(The statement is as follows.)

PENNSYLVANIA FEDERATION OF TEACHERS

June 7, 1947.

What are Teachers' Schedules Outside Pennsylvania?

The School Board Journal of this week cites the following new Schedules for September:

	Minimum	Maximum
Bogata, N. J.		B.A. \$3900 M.A. \$4200
Bloomington, Ill.	\$2400	M.A. \$4000
Clawson, Mich.	B.A. \$2400	\$3800
	M.A. \$2600	\$4200
Decatur, Ill.	B.A. \$2400	\$4000
	M.A. \$2600	\$4500

East Chicago, Ind.		\$3100
		\$3400
		\$4800
		\$5200
Flagstaff, Ariz.	B.A. \$2500	\$4000
	M.A. \$2800	\$4300
Jefferson City, Mo.	Without Degree	\$2080
	A.B. \$2140	
Kalamazoo, Mich.	3 Years	\$2200
	Bachelor's	\$2400
	Master's	\$2600
Lewistown, Mont.	Bachelor's	\$2400
	Master's	\$2600
Mishawake, Ind.	3 Years	\$2300
	Bachelor's	\$2550
	Master's	\$2650
Pasadena, Texas	Bachelor's	\$2400
	Master's	\$4200
River Forest, Ill.	Bachelor's	\$2400
Yanktown, S. D.	Bachelor's	\$2400
	Master's	\$2800

Not a major city among them!

Not a rating system among them!

Compare the above list with Pennsylvania's actual prospects outside first class districts.

	Senate Bill	House Bill
Without Degree	\$1950—\$2400	\$1950—\$2700
Bachelor's	\$2000—\$2900	\$2000—\$3200
Master's	\$2200—\$3100	\$2200—\$3400

Compare the following list of maximums for master's degrees in large cities:

Denver	\$4450	With Philadelphia and Pittsburgh
Detroit	\$4500	
Newark	\$5000	House Bill—\$4000
St. Louis	\$4500	
Minneapolis	\$4400	Senate Bill—\$3600
San Francisco	\$5380 (proposed)	
Baltimore	\$5000 (proposed)	

Since no tested and accepted rating plan for salary purposes is available and since State Aid plus uncertain and dubious plans for local taxation may not carry schedules similar to those in towns and cities of other states

Could it be true

Pennsylvania is trying to save face with the illusion of promotional increments?

Mr. TARR. Mr. President, I listened with a great deal of amazement to the illustration used by the gentleman from Cumberland, and that all school teachers should now become insurance agents in the Commonwealth. It is, too, with a great deal of amazement that I learn that the other side of this Senate is satisfied to rest its case on school teachers' salaries by suggesting that those teachers get outside employment. I was surprised at my good friend telling us about the truck driver who went out at six o'clock in the morning and did not return until seven o'clock at night. If that man were out that long he would make twice as much money as any school teacher in the Commonwealth and believe me, Mr. President, the school teacher does not begin his day at eight o'clock in the morning and stop at four in the afternoon. The average teacher in this Commonwealth teaches some five or six classes of twenty-five or thirty persons per day, and that in itself entails four to five hours of work every day.

I was surprised, too, that the gentleman from Cumberland stated that the school teacher had three and a half months in which he could hunt outside employment, and yet at the same time one of the reasons given for the

differentiation in the salary schedule in House Bill 417 is so that there might be more incentive for teachers to spend their summer vacations in obtaining more education and becoming higher certificated. The teacher does have many opportunities in his home community but not opportunities with pay. Lo and behold, I do not know what would happen to the insurance business of this Commonwealth if we were to turn sixty thousand more persons out as life insurance agents; I do not know what could be more horrible than having every school teacher in my school district contracting me about three times a week, trying to sell me some more insurance.

Mr. President, we are on House Bill 417 and I am going to vote for the bill. I am going to vote for House Bill 417 because I believe that one-tenth of a loaf is better than no loaf at all.

However, Mr. President, we have not received \$800 increase per teacher. I said last night on the floor of this Senate, and my statement was substantiated by figures, that no one will receive over \$600 and the vast number would receive no increase in wages. In the third class districts the average increase will be \$150 per school year—\$150 for nine months, or, \$150 for one hundred eighty days, is not a very substantial increase in salary.

No, Mr. President, let us correct the impression that the Senate of Pennsylvania is saying now to the teachers of the Commonwealth we are paying you enough, go out and get a job tending bar, selling insurance or digging a ditch—one hundred and eighty days a year, but remember, Mr. President, that the school teachers of this Commonwealth must live three hundred sixty-five days a year and, believe me, I know from experience that it is mighty hard to pick up a job of any importance and any dignity for three months during the summer. Oh yes, I went home the other night and on the Pennsylvania Turnpike I found a school teacher at the first Esso station on the Turnpike. His school term had ended the week before and he was working there for the summer but he was lucky that he has that job because there are not sixty thousand jobs by which teachers can supplement their income.

Again, Mr. President, what I believe to be a most important point, we are saying that the teacher must continue in school and that he must receive further preparation for his profession in the summertime, and yet how in the name of sense, can you go to college and dig onions at the same time?

Mr. WAGNER. Mr. President, It is my privilege today to present the position of the majority party relative to the teachers' salary and school subsidy bill now before this body.

Before I discuss the major provisions of H. B. 417, upon which we are to act today, permit me to point out that school subsidies and teachers' salaries are but two of the items in the Republican school package.

In order that all of us may get at least a fleeting glimpse of the Republican party's school program, I ask leave to disgress for a moment to call your attention to some of the other items in our school package.

My party has sponsored, and the General Assembly has given favorable consideration to a bill (1) which, if enacted into law, will provide for every child of school age the services of a qualified nurse. You who were members of this Senate in 1945 realize that the school nurse program represents but a highly desirable extension of the

Health Act of 1945, which provided for thorough physical and dental examinations of all school children at the expense of the Commonwealth.

In addition, there is before the General Assembly a bill (2) which contemplates the establishment of an authority designed to facilitate the financing of new school buildings. The senators from rural Pennsylvania need not be told that the establishment of such an authority fills an urgent and acutely-felt need in many townships of this great Commonwealth.

Gentlemen, the above is but a sketchy and incomplete summary of some of the school measures before the General Assembly. It is against this background of school measures that I propose to discuss the salary and subsidy provisions of H. B. 417, the bill before us for final action.

Before I cite specific dollar amounts, I would like to point out that the mandated minimum salary schedules contained in H. B. 417 as amended by the Senate Education Committee are based upon an entirely new principle. In the past, we, as legislators reflecting the views of the folks back home, proceeded on the assumption that the services of a high school teacher were worth more than the services of an elementary teacher, and mandated minimum salaries for high school teachers were higher than those mandated for elementary teachers. Gentlemen, I submit that changes in educational practice and a fuller understanding on the part of the citizens of the important role of the grade school teacher make it mandatory upon us to wipe out once and for all the inequitable salary differentials which obtained in the past. H. B. 417 bases differences in mandated minimum salaries upon differences in the educational background of the teacher. Under the terms of the bill, a teacher who has improved or will improve his educational background is entitled to a higher mandated minimum salary. If you will be good enough to examine the pertinent provisions of the bill, you will find that the entry salaries of teachers who have completed four years of college are higher than the entry salaries of teachers who have but a normal school education. The entry salary of a teacher who holds a Master's Degree is \$200 more than the entry salary of a teacher who has but a four-year college education. In addition, teachers who are holders of college certificates or Master's Degrees are entitled to eight annual increments, whereas teachers with but a normal school background are eligible for but five annual increments. I know most of you concur with me when I say that the new approach to mandated minimum salaries will encourage teachers to broaden their knowledge. Men and women with broadened, up-to-date knowledge will make better teachers for your and my children.

To avoid misunderstanding regarding the position of the Republican party, I would like to make it abundantly clear that formal education alone does not necessarily make for superior teachers. A minimum salary schedule such as is contained in H. B. 417 is based on the assumption that, on the average, the better the educational background of a teacher the more effective the teacher. There are exceptions to all rules. To take care of some of the exceptional cases, H. B. 417 provides that the State Council of Education shall establish equivalents for the formal Master's Degree. This means that any teacher who can show that he has accomplishments to his credit which are the equivalent of a Master's Degree must be paid in ac-

cordance with the schedule established for holders of such degree. Personally, I should like to see us take another step. I should like to see another provision in the bill which would permit the State Council of Education to establish equivalents for the Bachelor's Degree or college certificate. Such authority on the part of the Council would greatly benefit our teachers of vocational subjects. The teachers of vocational subjects have the important task of introducing our youngsters to the practical arts. Training in the practical arts must be encouraged and extended if the industrial position of this Commonwealth is to be made secure. If and when this bill goes to a Senate and House Committee of Conference, serious and sympathetic consideration should be given to an amendment which would give all teachers, regardless of formal educational background, the same chance to improve their mandated salary schedule. (3)

With a brief outline of the structure of the proposed salary schedule before us, let us examine the minimum salaries which H. B. 417 would mandate if it was enacted into law.

There is no generally accepted standard on the basis of which salary schedules can be appraised. As is so often the case, when we have to make crucial decisions, we must rely upon our judgment.

For your judgment, I submit the following facts: Under the provisions of this bill, a teacher employed by a second, third or fourth class district—these districts combined employ approximately 49,000 of Pennsylvania's 59,000 professional employees—will have to be paid minimum salaries, for a school year averaging approximately 180 days, ranging from \$1,950 to \$3,400. If a teacher has but a standard certificate he must be raised from \$1,950 by means of five annual increments of \$150 to \$2,700. If a teacher has a college certificate, his mandated minimum entry salary is \$2,000. The bill provides that the teacher with a college certificate must be raised \$150 a year for eight years. In other words, the teacher in question is assured that he will eventually receive an annual salary of at least \$3,200. The entry—and terminal—salary of a teacher who holds a Master's Degree is \$200 higher.

Gentlemen, I would like you to compare our proposed minimum salaries with those recently established by the legislatures of two other great industrial states—Indiana and New York. I am advised that the legislature of Indiana recently established mandated minimum salaries for holders of Master's Degrees from \$2,400 to \$3,600. However, Indiana law fixes the mandated annual minimum increment at an average of only \$50. In other words, it will take a teacher employed by an Indiana school district twenty-four years to reach the mandated top salary. All sentiment aside, if I had to choose between a teaching job in Indiana and a teaching job in Pennsylvania, I would take the Pennsylvania proposition. My choice would be made on the simple reasoning that eight annual increments of \$150 in pocket are better than a long string of annual increments of \$50 each, payable in the uncertain future. If I thought carefully about my choice, I would attempt to compare the employment conditions of a teacher in Indiana with those of a teacher in Pennsylvania. Making this comparison on the basis of a recently issued handbook of the National Education Association, I would discover that Pennsylvania has a law which guarantees teachers continuous tenure during good behavior, and a

retirement system which calls for state and local contributions. Indiana, so I would discover by reference to my handbook, has no state-wide tenure law and no state-wide retirement system.

Let us look for a moment at the mandated salary schedule recently established by the General Assembly of the state of New York. As you know, the recently established New York schedules have been advertised by some as models for the nation.

When we examine the New York schedules, let us always remember that the per capita income of Pennsylvanians is only 75% of the per capita income of New Yorkers. I deplore this fact, but I am aware that it is not readily and easily changed by simple legislative mandate. Yet, in spite of our relative economic disadvantage as reflected by the per capita incomes of the two states, the mandated minimum schedules provided for by H. B. 417 are decidedly more attractive than the comparable New York salaries. For example, the 42,000 teachers employed by Pennsylvania's third and fourth class districts have top mandated salaries which are consistently higher than those of New York teachers employed by districts of comparable size. A teacher with four years of college preparation employed by a New York district with a population of less than 100,000 has a top mandated salary of \$2,900. In Pennsylvania, under the provisions of H. B. 417, such a teacher would have to be taken to \$3,200.

Within the short time at my disposal, it is impossible to make a city-by-city or district-by-district comparison. In view of the fact that we in this Senate have heard often the sometimes vehemently from teachers employed by our city districts, let me compare the salary position of teachers employed by some of these cities under H. B. 417 with the salaries which they would receive if they were employed by New York cities of comparable size. If employed in New York state by cities of comparable size, the teachers of Scranton, Erie and Reading would have to be taken up to \$3,190, provided they had at least four years of college. Under the provisions of H. B. 417, Scranton, Erie and Reading teachers with a college certificate will have to be taken to \$3,200. If a teacher employed by Scranton, Erie or Reading has but a standard certificate, he will have to be taken up to \$2,700. Assuming that a teacher with but a standard certificate was employed by a New York city district of the size of Scranton, Erie or Reading, he would have to be taken to but \$2,000. To fully appraise the significance of this difference, let me point out that only 65.2% of the teachers employed by Erie have college certificates. The comparable percentages for Reading and Scranton are 69.2% and 45.3% respectively.

Again, the New York statute provides that teachers with college certificates employed by cities having more than one million population must be taken to \$3,628. The only Pennsylvania city with a population of over one million is Philadelphia. Under the schedule provided for by H. B. 417, a teacher with a college certificate employed by the school district of Philadelphia must be taken to at least \$3,800. Again, in the city of Pittsburgh teachers with college certificates must be raised to \$3,800. If a Pittsburgh teacher was employed by a New York city district of comparable size, his top mandated salary would be \$3,190.

Gentlemen, I believe the above comparisons demonstrate that under forward-looking Republican leadership

the public school teachers of Pennsylvania will be among the best provided for over the nation as far as mandated minimum salaries are concerned.

It seems to me that if we want our teachers to receive salaries in excess of the minimum salaries provided by this bill—the bill states explicitly that local boards, either on a temporary or permanent basis, may go beyond the mandated salaries—two courses of action are open to us. In the first place, when we return to our homes we can prevail upon our local school directors to voluntarily increase the salaries of men and women who teach in our public schools. I cheerfully and unhesitatingly admit that I have the pleasure of knowing many outstanding teachers who, in my judgment, are worth more than the mandated salaries for which H. B. 417 provides. Anyone who knows such teachers in his home town has ample means to see to it that they receive the salary they deserve. If his endeavors are successful, he, too, will have the privilege, as a taxpayer, to help pay for the salaries which he considers equitable. If we are going to stand here on the floor of the Senate and bleed and die for school teachers, then let us go out into the highways and byways and back home and take a similar position right in front of the folks who have to pay the bill.

If the above approach seems inexpedient, the only other course possible is an increase in mandated minimum salaries over and above the mandated minimum salaries now provided by H. B. 417. As regards this possibility, I want to say most emphatically that my Republican associates, as well as I personally, are unconditionally opposed to such a move unless further increases in mandated minimum salaries are fully covered by comparable increases in state school subsidies.

In connection with the feasibility and desirability of further increases in state subsidies to local school districts let me give you a few figures and permit me to remind you of one crucially important fact.

In 1945 the General Assembly established a new and better school subsidy system. To float the new system, which on the basis of a recent survey of educational leaders of national repute ranks first among the forty-eight states from point of view of the "attainment of desirable school finance goals," we increased school district appropriations made available on the basis of other than temporary statutes by approximately \$50,000,000 for the fiscal biennium 1945-47. The bill before us, if favorably acted upon, will necessitate net additional state appropriations over and above the appropriations of 1945 of approximately \$48,000,000 for the biennium 1947-49. Furthermore, those who will be members of this body in 1949 and 1951 will be called upon to vote for substantial increases in school appropriations if the subsidy provisions now contained in H. B. 417 are to be carried into effect, increases of at least \$20,000,000 for each biennium.

Gentlemen, to make it possible for us to sit here and contemplate the spending of an additional \$48,000,000 for our public schools, the Republican administration had to develop and sponsor a tax program estimated to produce \$140,000,000 during the coming biennium. In other words, we are assigning to the public schools more than one-third of the anticipated yield of our new taxes, which we introduced in spite of the opposition of some of those who now propose further increases in school subsidies. Let him who is sincere about further increases in state subsidies at

this time stand up and name the taxes which he is willing to support and which will produce the funds needed.

During the debate on H. B. 417, it has been alleged by members of the minority party that the very system under which we make school subsidy payments is inequitable. I wish to take this opportunity to challenge and refute the claims of the minority.

I might just repeat what I said a while ago: on the basis of a national survey made by educational leaders of national reputation, Pennsylvania ranks first among the forty-eight states as regards the adequacy and equity of its school subsidy system. However, I am not going to ask the members of this body to take such an important statement on faith. With your permission, I shall explain the essential features of the system.

Under the new subsidy system, the Commonwealth pays to every school district the difference between a legislatively stipulated amount—\$1,800 under the law of 1945—and the yield of a five-mill tax upon the assessed valuation per teaching unit. (A teaching unit is 30 elementary school or 22 high school pupils in average daily membership). However, no school district may receive less than \$600 per teaching unit. In other words, under the law as it now stands, a school district which has \$100,000 of assessed valuation per teaching unit can raise \$500 per teaching unit and therefore must receive \$1,300 per teaching unit from the state. A school district which has only \$50,000 per teaching unit can raise only \$250 per unit by means of the imposition of a five-mill tax, and therefore the district must receive \$1,550 per teaching unit from the state. You can readily see that this system makes equalization of basic educational opportunities throughout the Commonwealth an established fact.

Last night we were told that the minimum subsidy of \$600 was not adequate. I do not wish to debate this contention, but I do wish to read two paragraphs into the record.

Only 78 of Pennsylvania's 2,543 school districts receive the minimum subsidy, which under present law is \$600. Among these districts are Pittsburgh and Philadelphia. Pittsburgh has an assessed valuation of \$344,400 per teaching unit. Philadelphia has an assessed valuation of \$304,090 per teaching unit. The typical district in the state has an assessed valuation of approximately \$60,000 per teaching unit. If it were not for the proviso in the law which guarantees to every district at least \$600 per teaching unit, Pittsburgh would be entitled to only \$78 per teaching unit. Philadelphia would be entitled to only \$280 per teaching unit. Inasmuch as Pittsburgh has 2,659 teaching units and Philadelphia 8,161, Pittsburgh is "overpaid" to the extent of \$1,492,396 per year, and Philadelphia is "overpaid" to the extent of \$2,611,520 per year. Inasmuch as both Pittsburgh and Philadelphia have more than five times as much taxable real estate per teaching unit as the typical district, why in the name of heaven should there not be a substantial difference between the subsidies given by the state to the cities of Pittsburgh and Philadelphia and to the typical district?

Again, it has been contended on the floor of this Senate that the system does not work equitably because real estate assessments are not uniform throughout the Commonwealth. I am the first one to admit that our assessments lack desirable uniformity. The lack of uniformity was called to the attention of the General Assembly by the School Commission in its 1945, as well as its 1947,

reports. However, I submit that the admitted inadequacy of our real estate assessment constitutes no indictment of our reimbursement system. The fact that greedy men counterfeit the coin of the realm and that ignorant men accept counterfeit coin is not an indictment of our currency system. But here again the Republican party has assumed leadership. As you know, there is before the General Assembly a bill (4) which provides for the establishment of a Tax Equalization Board, among other things, to determine the market value of taxable real estate for school reimbursement purposes.

H. B. 417 liberalizes the reimbursement provisions of Act 403, Session of 1945, to which it is an amendment. Under the terms of H. B. 417, school subsidies payable during 1947-48 for the school year 1946-47 will be recomputed on the basis of a maximum subsidy of \$2,200 instead of \$1,800, and a minimum subsidy of \$700 instead of \$600. The recomputation will be made on the basis of a local effort rate of six mill instead of five mill. All this means that in 1947-48, school districts will receive larger state appropriations than they had anticipated. The increase in state appropriation per teaching unit will range from \$100 to close to \$400. The poorer the district in terms of taxable real estate, the larger the increase in state appropriation per teaching unit.

This arrangement carries out the pledge in the Republican platform which stated emphatically, "We favor equality of basic educational opportunity for every child in Pennsylvania."

Mr. President and gentlemen of the Senate, I have asked the School Commission to prepare for me certain materials which I believe will prove helpful to you. My mention of the School Commission makes me pause and say, parenthetically, that I have no comment on the fact that the School Commission is going out of business. I do not propose to comment on the fact that criticism has been leveled at the School Commission for what they did or did not do. However, I want to say that educators can be everlastingly thankful that there was a School Commission in the Commonwealth of Pennsylvania, and politicians can be equally thankful, because the School Commission has developed plans, statistics and formulas which, if realistically used, will help us to solve school problems in a constructive and realistic manner as they confront us.

As I was going to say before, the School Commission has prepared for me a two page summation of what H. B. 417 will do. You will want this summation for your files, you will want it for your discussions back home, and you will want to give copies of it to your local newspapers. I think the people, regardless of political affiliation, will want to know what the General Assembly of 1947 has done for our public schools.

When all is said and done, the people back home will judge the program which we sponsored.

PRINCIPAL FEATURES OF H. B. 417, PRINTER'S No. 970

I. Mandated Minimum Salaries and Increments

A. Mandated Minimum Salary Schedule for Second, Third and Fourth Class Districts which Employ Approximately 49,000 Teachers

Type of Certificate or Degree	Entry Salary	Size of Annual Increment	No. of Annual Increments	Entry Salary Plus Increments
Standard*	\$1,950	\$150	5	\$2,700

College or equivalent ...	2,000	150	8	3,200
Master's or equivalent ...	2,200	150	8	3,400

B. Mandated Minimum Salary Schedule for First Class Districts which Employ Approximately 10,000 Teachers

Type of Certificate or Degree	Entry Salary	Size of Annual Increment	No. of Annual Increments	Entry Salary Plus Increments
Standard* ...	\$2,175	\$200	5	\$3,175
College or equivalent ...	2,200	200	8	3,800
Master's or equivalent ...	2,400	200	8	4,000

* The practice of issuing standard certificates for classroom teachers was discontinued in 1932.

It is not mandatory upon a school board to pay increments to a teacher serving her probationary period of two years.

C. Transfer of Teachers from Present Schedule to Schedule Provided by H. B. 417 as Amended

1. Teachers now in service receiving compensation equal to or in excess of the new entry salaries provided for by H. B. 417 must be raised to the next highest step on the applicable schedule, unless such increase shall be less than one full increment, in which case the recipient shall be raised to the next high step on the applicable schedule.

2. Holders of standard certificates receiving less than the entry salaries provided for by H. B. 417 must be raised to the new entry salary, but in no case shall the increase in compensation be less than one full increment.

3. Holders of college certificates receiving less than the new entry salaries provided for by H. B. 417 must be raised to the new entry salaries plus one full increment.

For example, the holder of a standard certificate employed by a second, third, or fourth class district and now receiving \$2,175 must be raised to \$2,400 for the school year 1947-48. Similarly, the holder of a college certificate employed by a second, third or fourth class district and now receiving \$2,175 must be raised to \$2,450 for the school year 1947-48. The holder of a standard certificate employed by a second, third or fourth class district and now receiving \$1,500 must be raised to \$1,950. The holder of a standard certificate now receiving \$1,900 must be raised to \$2,050. The holder of a college certificate now receiving \$1,900 must be raised to \$2,150.

II. State School Subsidies

Under H. B. 417, as amended, subsidies payable in 1947-48 for the school year 1946-47 will be re-computed on the basis of \$2,200 per teaching unit and a local effort rate of six mills, but no school district will receive less than \$700 per teaching unit. This means that during the coming school year all school districts will receive larger State appropriations than would have been payable under present law. The largest increases in appropriations will go to the poorer districts. For example, a district with \$10,000 of assessed valuation per teaching unit will receive an increase of \$390 per teaching unit; a district with \$200,000 of assessed valuation per teaching unit will receive an increase of \$200 per unit; and the typical district which has \$60,000 of assessed valuation per unit, will receive an increase of \$340 per unit.

The increases in State appropriation per teaching unit payable in 1947-48 can be readily calculated by subtracting the yield of a one-mill tax upon the district's assessed valuation per teaching unit from \$400. For example, a district with \$60,000 of assessed valuation per teaching unit could raise \$60 by the imposition of a one-mill tax; \$60 subtracted from \$400 equals \$340; therefore, the district's increase in State appropriation per teaching unit payable in 1947-48 equals \$340.

The detailed subsidy schedule for the current and subsequent years is as follows:

School Year	Maximum Subsidy per Teaching Unit*	Minimum Subsidy per Teaching Unit
1946-47	\$2,200	\$700
1947-48	\$2,300	700
1948-49	2,400	800
1949-50	2,500	800
1950-51 and thereafter	2,600	800

*All subsidies to be computed on the basis of a local effort rate of six mills, except subsidies for vocational school districts, for which the local effort rate of three mills, established in 1945, is retained.

In addition to subsidies on account of instruction, pupil transportation, high school tuition, adult extension education, education of home-bound children and vocational education, which have been made available heretofore, H. B. 417, as amended, provides for Commonwealth reimbursement on account of elementary tuition. Also, under the bill, small high schools which meet certain conditions receive special reimbursement consideration.

Furthermore, the bill provides for extension of the so-called "freezing clause" for the school year 1947-48. Under the terms of the extended "freezing clause," Commonwealth payments to any one district during 1947-48 on account of the instruction of pupils may not be less than the payments made to the district during 1945-46 on account of the salaries of full-time members of the teaching and supervisory staff of the district.

III. Increases in Commonwealth Cost

For the biennium 1947-49, the provisions of H. B. 417, as amended, will increase Commonwealth costs on account of school subsidies \$48,000,000 over and above the appropriations made by the General Assembly in 1945. It is estimated that H. B. 417, as amended, will call for net additional Commonwealth appropriations on account of subsidies of at least \$20,000,000 for the biennium 1947-51 and at least \$22,000,000 for the biennium 1951-53 over and above the appropriations for 1949-51.

In addition to the above increases in Commonwealth appropriations on account of school subsidies, Commonwealth appropriations on account of school employees' retiremen will have to be increased in proportion to increases in salaries.

1. Bill referred to is H. B. 1090, which passed both houses and was approved by the Governor.

2. Bill referred to is S. B. 581, which passed both houses and was approved by the Governor.

3. The Senate and House Committee of Conference amended H. B. 417 in accordance with Senator Wagner's suggestion. Subsequently both the Senate and the House of Representatives accepted the amendment of the Committee.

4. Bill referred to is S. B. 770, which passed both houses and was approved by the Governor.

Mr. HOLLAND. Mr. President, I listened with a lot of interest to the remarks of the gentleman from Cumberland, Mr. Wade, in which he spoke about the comparison between when he came to the House in 1931, and what was given to the schools in 1931 and what is given to the schools today. We all know that in 1931 we were in the depths of the Republican depression. Mr. President, I do not think the gentleman from Cumberland, Senator Wade, would like to go back to his earnings of 1931 and neither would any other member of the Senate.

The gentleman from Schuylkill, Senator Wagner, spoke about other taxes, and that is according to the general routine of the Senate in the two terms I have served when, at the last minute of the session, they lament the fact that they do not have the proper legislation on the books to raise the money to give to the teachers. In every session of the Senate in which I have served I have presented during the first week of the session a bill for a graded income tax, about which Senator Wagner spoke. Such a bill was presented this session again by me and that bill for some reason or another, although many tears are spent over it the last days of the session, the only tears that I know that affect it were the tears of the pickling bin that the Republican party has left it lay in for the entire session, and yet if a graded income tax bill had been passed we could have raised a proper amount of money so as to give to the teachers a proper salary.

Much has been said about mandated salaries. I am more interested in what salaries teachers actually receive today and will receive in the next biennium. After all, it is easy for us to mandate salaries and then go back to the local communities and say "You raise the money"; in other words, that the Board of Education of Pittsburgh or of Philadelphia must raise the taxes to pay the teachers. You say that the teachers in one school district shall be paid by the teachers of the other school district, so in reality we tax the teachers to pay for their own raises and that is exactly what we are going to do.

The gentleman from Schuylkill, Senator Wagner again—and this is getting to be very tiresome, when again, we hear in the last days of the session that we have not corrected a great evil in Pennsylvania, the incorrect assessments, the dishonest assessments, and he compares the wealth of a teacher unit in Pittsburgh and Philadelphia with the average wealth of a teacher unit in the state. That is a very bad and improper and dishonest comparison because when he compares that he compares it with a dishonest assessment. yes of ten per cent in some cases and fifteen per cent of true value. Pittsburgh and Philadelphia have full value assessments and therefore you are going to, as usual, punish us who are honest in our assessments and give to the dishonest districts more money than they are entitled to get.

Speaking about how schools should be taxed, I am going to read to you from an article entitled, "Financing Education for a New World"—and I want you gentlemen on the other side of the chamber to listen attentively because it comes from a source that you as a rule follow, the Chamber of Commerce. Mr. President, this address was given—and I am not going to read the entire address but only excerpts from it, by Dr. Thomas C. Bushall, President, the Bank of Virginia, Richmond, and chairman of the Committee on Education in the Chamber of Commerce of

the United States. He says here, speaking as the Chamber of Commerce:

"The alert and advanced business man of today is discovering the educational process as his greatest hope of expansion; his greatest bulwark against any declining support of the American way of life; his greatest weapon with which to defeat the march of Socialism or Communism around the world.

"Business has taken off its colored glasses through which it saw education with a tint of red around the edges or in the middle.

"We are all seeing now that as the mass of people throughout the land rise in their capacity to develop technical skills, we can introduce more machinery on the farm, in the forest, in the mine, at sea, in the factory, and on the road, where mobile equipment can be used. We see that this machinery can be more complex and automatic when operated by an intelligent, understanding individual who education has opened his mind to greater perception and abler execution.

"Again we see that such people, so educated, are making a greater contribution to the production of goods and services by using their better polished brains over their heretofore limited use of straining brawn. Finally, the business man is seeing that no matter the able technical capacity to contribute to production and to earn greater income, unless the individual is likewise being taught cultural concepts that develop intense appetites for better clothes and homes, better food and recreation, better surroundings, and wider opportunity for travel, then the technical skills will only be used to earn just enough to keep body and soul together. But given a parallel step-up in cultural wants, the trained technical operator will exert himself to earn the money with which to satisfy the cultural desires.

"It isn't a long jump for the business man's imagination to get out in front and himself plump for the proposition that better education of our whole people means an abler **group of producers, earning more money with which to buy a greater variety and quantity of better goods and services.**"

Now we come to the place wherein he speaks about how education should be financed in this new world of ours.

"We must come back then to the greatest beneficiary of the educational process—business itself. We can properly suggest that the increasing beneficiary pay the increased cost, just as the gasoline tax was put on to pay only for the roads and for no other cause in most of the soundly financed states.

"The third point then is how to apply such a tax on an equitable basis. What considerations should govern in determining an equitable distribution of this cost? How can we allocate to each business venture its proper pro rata part?

"We find the precedent already set in the gasoline tax. There the automobile operator pays a 6c tax on every gallon that he proposes to use.

"If an employer has but one employee, he can only benefit to that degree. If an employer has 10 or 100 or 1000 times more.

"In my state of Virginia, as an example, I am advised that \$18 million is required for currently needed additional equipment and salaries to put education on a proper

modern basis. We have 900,000 employed persons in Virginia. This 900,000 (the number of workers) divided into 18 million (the number of dollars) comes out \$20 per employee. Hence the employer of one person could pay \$20 per annum educational use tax and the employer of 100 people would pay \$2000.

"No doubt the costs would vary in each state, and likewise the number of employed persons. The educational use tax on employers might then range for 5 to 10, 30 or \$40, as the case in each state might require.

"In such a method we find an equitable distribution of the cost to be borne by the greatest beneficiaries of the results obtained from the added educational expenditures."

In other words, gentlemen, education must be the same in every part of Pennsylvania because, after all, we know those men who are educated in rural districts come into our factories and mills in our large cities and if they do not have the same type of education they can not take their places in this complex age and compete with men better educated. As a man is better educated he is a better worker and as he is a better worker he produces more and as he produces more he makes more profit and the beneficiary of that profit is the employer.

Therefore, since we are educating workers to work and to produce and make more profits in this capitalistic system, therefore I say the employers of Pennsylvania should pay pro rata to the number of workers the cost of teaching in Pennsylvania. You say that this would be very costly. It would not be very costly because if education is properly given, if education is afforded every man, woman and child in Pennsylvania, their cultural wants will be greater and they will buy more things, their taste for things will be better, and all along the line the manufacturers of Pennsylvania shall gain, regardless of whether they are workers or buyers, and I say to you on the other side that this type of financing and those who advocate this type of financing teachers' salaries, I say to you that we on this side of the Senate who do not have any debt to pay back to the Manufacturers' Association of Pennsylvania, are in a position to carry this plan through to actual acts on the statute books.

The gentleman from Cumberland, Senator Wade, has talked about the truck driver who, he stated, was working fourteen hours a day. If that is true and the state of Pennsylvania is working truck drivers fourteen hours a day, I shall see tomorrow that the Department of Labor of Pennsylvania investigates and finds out whether or not that truck driver is being paid proper wages for his fourteen hours of work, or seventy hours a week. I might add that I know that is not true, when he makes that statement, because the truck drivers of Pennsylvania, working for the state or a community, are paid on an eight-hour basis, and it might be called portal-to-portal pay, because they are paid from the time they get on the truck until they bring it back in at night.

Here is an example, getting away from truck drivers, and I believe the gentleman from Schuylkill, Senator Wagner, objected to comparing teachers with manual workers, and I believe one of the reasons why he does not want to compare teachers to manual workers is that the teachers may awaken to the fact that manual workers in Pennsylvania, even without proper legislation through

their collective bargaining methods, are securing more money than the teachers of Pennsylvania.

I want to read to you from an editorial published by the Pittsburgh Post-Gazette under date of June 12, which is entitled, "The Value of Education", in which it is stated

"Two notices received yesterday from the Pittsburgh Civil Service Commission will be of interest to the June graduate as a significant commentary on the value of higher learning.

"The notices told of competitive examinations to be conducted late this month for two jobs open with the city.

"One of the positions to be filled is that of operator of a street sweeping machine. The educational requirement is completion of the eighth grade, or equivalent. Salary: \$3,177 per annum.

"The other position open is that of park naturalist in the Parks and Recreation Department. The lucky candidate must be a college graduate in natural science, or equivalent. Salary: \$2,329.

"In these official bulletins we detect further evidence of a trend which threatens to bankrupt the nation's unorganized professional and white collar workers."

And I wish the gentleman from Delaware, Senator Heyburn, who has in this session introduced bills to destroy collective bargaining in Pennsylvania would listen to this part of it:

"The city has to pay the street sweeper \$3,177 a year because it can't get him for less. And when he gets tired of that, he can demand more. But the expensively educated park naturalist, setting up programs for nature education and recreation, will, we suppose, go dreamily on communing with nature in professional freedom and genteel poverty," because he believes he is above joining a union for collective bargaining to better his wages.

For the advice of the Senate, a teacher to secure \$3,127 must work fifteen years before he can receive the enormous sum of \$3,177 which a sweeper gets the first year he starts to work.

And I say to you that regardless of how you dress up House Bill 417—and I want to warn the teachers that House Bill 417, like other bills introduced in this Senate, like bill No. 403 was—the first time it was a fine bill for the teachers and then other bills were introduced that were not as good as the original bill and then all the teachers of Pennsylvania arose to oppose this bill and that bill but they were in favor of House Bill 417 but, as always occurs, the other bills go back to committee and the bad things in those other bills are put in the bill of the popular number which has appealed to those teachers—in this case House Bill 417.

Let me tell you teachers you are not getting in House Bill 417 what you think you are getting. You are getting, as usual, just promises, another licking and a lot of tears about what they would like to do but can not do.

So I ask my side of the Senate to vote against House Bill 417 and let us have a show down now and I also say to the other side of the Senate, since they are crying about not being able to put in a graded income tax, I have permission of the minority side to say to you we shall stay in session just as long as it takes to take the first step on a graded income tax in Pennsylvania, so that in the years to come we can come back here and pay the teacher by the state and not under the guise of

propaganda now being spread by the manufacturers, who are trying to get out from under paying taxes.

Home rule means only one thing, going back to the community and adding more taxes on the poor man who owns a home. You may think you are getting this and getting that but let me say to you now, and I use the same expression you used in the last election—I think we have had enough.

Mr. BARR. Mr. President, I am going to be very brief because I think the gentleman from Westmoreland, Senator Dent, as our floor leader, summed up this school teacher problem and House Bill 417 in just about the fashion that suits me.

Mr. President, this bill reminds me a great deal of the Hartley-Taft Bill which has been sent over to President Truman to sign, and which I hope and pray in the interests of this country he will not sign.

They used the old system used in every Republican Legislature, they put a few good features in a bill and then they run in all the bad stuff and say here it is, take it or leave it, and try to embarrass those who will not vote for the bad features that are in the bill.

I just want to take a moment in behalf of the citizens of the city of Pittsburgh who I happen to represent, which is entirely a first-class school district. I for one repeat, as I said last evening, I do not care to have gentlemen who represent rural counties sit here and very quickly vote to put a per capita tax, and a personal property tax and a mercantile tax on the people in Pittsburgh so that they can benefit in their counties.

I do know the Constitution calls for education to be a statewide proposition. I do know we in Pittsburgh like to pay our share to the poorer districts in the state, but let me tell you, Mr. President, it is not the poorer districts that are helped under House Bill 417. The cities receiving the larger subsidies are cities like Williamsport, Norristown, York and some of the other rich communities, and not the ordinary rural districts of this state.

As I said last evening, there is \$48,000,000 involved in this bill, but I do not want the teachers to think that \$48,000,000 is being given to them by this session of the Legislature because there is only \$27,000,000 being given to them by this session of the Legislature, because \$21,000,000 of this money was put through by Act 403 which was passed two years ago.

Am I not correct on that, Senator Wagner?

Mr. WAGNER. New appropriations.

Mr. BARR. I know but that was an act of the Legislature two years ago, so consequently this session of the Legislature has only given them \$27,000,000 additional and the other was an obligation from this act that was passed two years ago, which, in my opinion and which I have often said, was the worst act ever passed by this General Assembly.

Mr. President, I attended a dinner for the members of the Board of Education in the city of Pittsburgh and immediately after dinner they called on the various members of the House and Senate from our county for some comment on school legislation this year and I said I thought the education formula under Act 403 was a most incorrect thing and that the first-class districts were the ones that suffered most. I was immediately accused by the member of the School Commission who Senator

Wagner upheld, who said that I was talking nothing but in a political tone so consequently I withdrew and said, all right, I will have no more to say. But now I am saying to you that under this bill, which has in it approximately \$48,000,000 of appropriation, the first-class school district which I represent, which pays one-sixth of the taxes to this state, will receive back in the next biennium a total of \$755,000.

Mr. President, I remember the Republican campaign slogan last year, when they went around saying "Have you had enough?" I say to the people of Pittsburgh and to the teachers of Pennsylvania—have you had enough?

Mr. STIEFEL. Mr. President, I find myself between Scylla and Charybdis. This bill, when it left the House, was like a white dove; tonight we find it like a black raven. As a Philadelphian I fully realize the school teachers receive nothing in Philadelphia, but as a Pennsylvanian, I realize some districts will benefit from it and for that reason, much as I dislike to do so, I will have to vote in the affirmative.

Mr. DI SILVESTRO. I believe, Mr. President, I will save my remarks on House Bill 417 for the proper time, in the proper place; I wish it could be a Roman Forum so that I could speak to thousands of voters. I am going to vote for House Bill 417 because all the teachers in my district have asked me to vote for House Bill 417.

It has been said, Mr. President, that the teachers do not know that House Bill 417 has been amended. Well, I do not know whether they do or not but I am trying to satisfy the wishes of my constituents. I will make up a schedule and I will send to you, Republicans and Democrats—I will not take up your time now—but you are all welcome to a schedule of the different places I shall go and speak on House Bill 417.

Mr. CARR. Mr. President and gentlemen of the Senate, I turn to the Constitution of the Commonwealth of Pennsylvania, Article 10, Section 1, where I find, under "Education"—

"The General Assembly shall provide for the maintenance and support of a thorough and efficient system of public schools, wherein all the children of the Commonwealth above the age of six years may be educated, and shall appropriate at least one million dollars each year for that purpose."

That is what the Constitution of the Commonwealth of Pennsylvania says about the Commonwealth providing for and supporting education in the state. That does not mean, in my opinion that the Commonwealth as such is masdated the supreme duty of providing through the state treasury for the maintenance of our system of education.

The Commonwealth is masdated the duty to provide government for the Commonwealth of Pennsylvania and provides it through the various forms of county, city and local government. We would not be willing, any of us, to interpret that mandate as providing there should be no local participation in government and I say similarly that in so far as education is concerned, the mandate of the Constitution is being abided by, when we make the provision that we do as a state for subsidizing a large portion of the cost of that education, and then making reasonable provisions whereby our local communities may provide the additional funds necessary to guarantee to every child in this state above the age of six years a

good education.

Mr. President, there has been a great deal of talk here tonight, much of it, in my opinion, largely on the political side. It seems to me rather unfortunate that an issue such as this should become a political football, should become something to be kicked about in the hope that thereby some of us may gain just a little better political preference or in the hope that the outs within a couple of years may become ins. I say to you, Mr. President, I think this thing should be kept on a much higher plane of argument than it has been here this evening.

We would be taught to believe by some of the opposition—that the Commonwealth should assume the duty of raising the taxes and then handing them out to the local communities. I say to you the philosophy of government in which I believe has this as its fundamental basis, that the further you take taxation away from the individual who is taxed the worse that system of taxation becomes, for when a man knows it is going to cost him one dollar to provide something in the line of government he is going to think long and hard before he determines on the necessity of that thing which otherwise he might think was a great thing to have.

We have been told here tonight a great deal about the suffering in our two great cities, and I admire those cities for what they are, for what they have been and for what contributions they have made to our national life and to the life of this world, they are great centers of industry, beehives of activity, and yet I point to the fact that without the farmers, without the little communities throughout this state, they could not exist for a year at a time. The life blood of those cities comes from all over the state and to attempt to divide this state and say this is Pittsburgh, this is Philadelphia and this is the outland is, to my way of thinking, not based upon the great ideal of Americanism, that is, one for each and each for all, and I say to you, my friends, if it were not for the fortunate situation in which those cities find themselves geographically, they might even today be hamlets such as even today exist elsewhere in the world. When you talk about the cities of Pittsburgh and Philadelphia paying eighty per cent assessment, who knows that that is an eighty per cent assessment, who can tell us it is a just assessment, who can tell us they are suffering because their assessment is what it is? I say to you my friends, that Pittsburgh and Philadelphia alone do not make up Pennsylvania and throughout the rest of the state there are some communities, past which I drive on many occasions, whose resources are gone forever, little communities still struggling to maintain their existence today because the very life blood upon which they were founded and upon which they live has been drawn into the factories and mills of the cities of Pittsburgh and Philadelphia and they are living like skeletons of life now, they must have help, and I say to you, my friends, that they are entitled to help, and if the state of Pennsylvania did not realize that, did not make it possible that they continue their existence, we would not be living up to the high tradition that we as Pennsylvanians have been taught to believe is the meaning of American citizenship in the Commonwealth of Pennsylvania.

Gentlemen of the Senate, there has been some talk about how little we are doing for the school teachers in this bill. I point you back to 1939, when the gentlemen who are yelling so loudly here this evening were in full control and the mandated salary at the time was the magnificent sum of \$800, and making all the allowances you can for the difference in the value of the dollar at the present time in comparison with what it was then, I say to you that we in this present House Bill 417 are being far more liberal than they were at that time.

I say this, Mr. President, that we do not think House Bill 417 is the ultimate aim—we have an aim far beyond that and we are going to reach that aim some time, but everything can not be done in a single day or a single hour.

I want to congratulate the school teachers of Pennsylvania for the magnificent work they have been doing. I want to say that I am just as sincere a friend of every school teacher in this state of Pennsylvania as any other gentleman that sits in a seat in this Senate and I want to say I have done everything I possibly could under the circumstances to help them to get that to which they are rightfully and justly entitled. I want to say, in addition to that, if it were possible for me, by anything that I might do, to give them still more than that which they are to receive from the Commonwealth of Pennsylvania in the next two years, I would be glad to do that very thing, and I am sure that I speak the sentiments of every man on the right side of this Chamber when I say that we are just as anxious, we are just as desirous as the men on the other side are to do the thing that ought to be done for those who have been our teachers.

I have said to some individuals in private, and I am not ashamed to say it upon the floor of this Senate, that any school teacher who could be deceived by what has been said here tonight by those who are not in a position to do the things they claim they would do, is not fit to be one of those who are given the opportunity to educate the children of our state and our nation.

So, Mr. President, I conclude my remarks by saying I am not ashamed to go back home and face the teachers in my community, I am not ashamed to tell them we have done what we believe to be the fair thing for them. I have not been afraid to tell them in the past that I represent not only the school teachers of my community but that I represent every citizen in that community and that the primary objective of what I am doing, and what I expect to do as long as I am a member of this body, is to make possible for the children of this state the best possible education that they can have, and if that means higher salaries for the teachers, I am for higher salaries for the teachers, but above all there are to be considered in this matter, not only the school teachers, God bless them, but the citizenry of this state as well, and above both teacher and citizenry, the future citizenry of this state, the boys and the girls who are going to take your place and mine upon the field of battle when in the years that are not too far distant we shall have folded our tents and gone to that place from which no traveler ever returns.

Mr. WOODRING. Mr. President and members of the Senate, after that indictment by the gentleman from Butler of the men on the minority side I hang my head

with shame and refrain from making further remarks.

It seems to me that we certainly get far afield when a member of this Senate has the temerity to suggest that only those who sit across the aisle have it in their power to do for the people of Pennsylvania. There are fifty senators provided for under the Constitution of Pennsylvania and those Senators represent the ten million people that make up the great Commonwealth of Pennsylvania and it is not in the power of any one group to say it is the power in the Legislature of Pennsylvania.

Mr. President, there are a lot of things about this school bill I would like to talk about but I am going to keep in mind the lateness of the hour and the fact that there has been a great deal of talk gone over the bar.

Mr. President, may I have order?

The PRESIDENT. The Senate will be in order; the Senator is entitled to be heard.

Mr. WOODRING. Thank you, Mr. President.

Mr. President, there has been some talk about political speeches in the discussion on House Bill 417. I think that is true. I think our floor leader got very slightly on the political side, and I know that the gentleman from Cumberland, Senator Wade, certainly got away over on the political side, but I think perhaps that is necessary. I think that when a member of the majority side gets up and reminds us that back in 1939, when Mr. James was Governor of Pennsylvania, that salaries were \$800 in fourth-class districts, I think it is time for the people of Pennsylvania to think politically and I think all the teachers here and all over the state got that message, that it was the Republican party that had control of this Commonwealth, and I mean control, for fifty years or so before, which led up to that period and era when school teachers were receiving the munificent sum of \$800 a year, so that it is necessary to think politically on this question. It is necessary, when we think of the school teachers' problem, to think politically, when we realize there were bills in this session of the Legislature to trim off and cut down on the security of the teachers today under tenure as provided by our laws and to make them once more political footballs to be kicked around at the whim and will of each newly-elected board. It is good to think politically sometimes when it affects the problem at hand.

There is one other political feature in this that ought to be brought out, and this is in answer to the remark made by one of the majority members that this Legislature, in addition to House Bill 417, did adopt a school authority bill which would assist in the building of school houses. That is true, but if this Legislature had seen fit to continue the General State Authority we would have \$89,000,000 available for school purposes, in addition to the \$48,000,000 in the Governor's budget because we have taken from our budget \$89,000,000 for mental health hospital construction. I think we ought to think politically on all these things. I do not want to go overboard on that but I want to offer a few constructive ideas before retiring because this might, and I hope will be, my last appearance on this Senate floor—one of my colleagues said that two years ago in speaking on Bill No. 403 and it came to pass and maybe it is a good omen and I thought I might as well take advantage of it.

Mr. President, I think the difficulty of our whole prob-

lem here, and I mean this very seriously, is that we start off in our approach to this on the wrong foot. We start out, first of all—if my good friend from Butler, Senator Carr, was correct in his statement that it is only that side of the Senate that has the power to do things for the people of Pennsylvania—that is the wrong premise in the first place—there should have been cooperation of the keenest and most intellectually honest kind in the approach to this problem which is of so much importance not only to the present generation but for generations yet unborn in Pennsylvania, there should have been cooperation all the way down the line on this problem, and I think the public has the right to know, and it ought to be written into the record, that no time was the minority side ever considered in any discussions on conferences on this very important problem and that despite the fact that the same minority side presented in complete form and stands recorded on a complete educational program of its own, which was not considered.

Then too, there is a big mistake in the approach to a problem as large and as serious as this one, when we apply the principle of Lazarus getting crumbs from the rich man's table.

The Governor and I find no fault with him personally, I have the greatest admiration and respect for him, but the Governor followed the pattern set by former Republican governors and he took so much out of the bag, in this case he said \$48,000,000, and he threw it on the table and he said scramble for it, there it is, divide it any way you want. There is no intelligent planning for a problem as important as our educational system, there is no important planning for a problem as acute as our teacher shortage problem is acute and important and we should not fall into those errors again.

My private thought on the whole question is that we have accomplished something by House Bill 417 and I am going to vote for it. I know the teachers statewide are not satisfied. It is not the best we could have done because had we used the state authority we could have done much more, we could have accomplished and fulfilled our purposes and ambitions. I hope that in the manner of planning, when this same question recurs in 1949, that we will avoid the pitfalls that we fell into this time.

Mr. HARE. Mr. President, Article 2, Section 33 of the Constitution declares that when a Senator has a personal private interest in legislation pending before the House he shall make that interest known to the House and request that he not be voted thereon. Mr. President, I so request.

The PRESIDENT. The gentleman from Somerset will be so recorded.

Mr. DONLAN. Mr. President, Article 2, Section 33 of the Constitution declares that when a Senator has a personal private interest in legislation pending before the House he shall make that interest known to the House and request that he not be voted thereon. Mr. President, I so request.

Mr. WAGNER. Mr. President, I want to make a brief statement, just as brief as possible.

Last night we mentioned a breakdown of the provisions of House Bill 417 being prepared and that breakdown is now completed and copies have been placed on

the member's desks this evening. Since then there has been an amendment made to the bill, so that on the first page under the item "Entry Salaries and Increments, for standard certificates—under item "b" on Page 1—the entrance salary in first-class districts for a teacher with a standard certificate is \$2,175 and the size of the annual increment is \$200 instead of \$175; number of annual increments five; entrance salary plus increments \$3,175."

I think that each of the Senators and some of the newspaper men have copies of this statement which is correct, in the present reading of House Bill 417, with that one schedule adjustment.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43.

Becker,	Geltz,	Mahany,	Tyler,
Berger,	Haluska,	Mallery,	Wade,
Blass,	Heyburn,	Margie,	Wagner,
Carr,	Homsher,	Rosenfeld,	Walker,
Chapman,	Jaspan,	Scarlett,	Watson,
Orider,	Kephart,	Snowden,	Wilson,
Crowe,	Klein,	Stevenson,	Wolfe,
DiSilvestro,	Lane,	Stiefel,	Wood, L. H.,
Doehla,	Leader,	Tallman,	Wood, T. N.,
Farrell,	Letzler,	Tarr,	Woodring,
Frazier,	Lord,	Taylor,	

NAYS—4.

Barf,	Dent,	Holland,	Rahauser,
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PRESENT—2.

Donlan,	Hare,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 952

Mr. HEYBURN. Mr. President, I submit the report of the Committee of Conference on House Bill No. 952, entitled:

An Act to further amend section four hundred two of the act, approved the fifth day of December, one thousand nine hundred thirty-six (P. L. 1937, 2897), entitled "Unemployment Compensation Law," by further defining employees ineligible to compensation.

and attached thereto also is a minority report.

The PRESIDENT. The report will lie over for printing under the rules.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bill of the House, as follows:

House Bill No. 1023, entitled:

An Act to further amend section five hundred and sixty-

three as amended, of the act, approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309), entitled "Public School Code," providing for the budgetary control of all expenditures and designating the funds that may legally be expended during the fiscal year.

Which was committed to the Committee on Education.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 113

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 113, entitled:

An Act to add section eight point one and to amend section thirteen of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by further providing for the assessment and valuation of buildings under construction and land which has been laid out in building lots.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 316

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 316, entitled:

An Act to amend section four of article XVI of the act, approved the twenty-fifth day of June, one thousand nine hundred nineteen (P. L. 581), entitled "First Class City Charter Law," by increasing the salaries of councilmen.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 499

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 499, entitled:

An Act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties of the third, fourth, fifth, sixth, seventh and eighth classes, to provide the time of paying the same, and to repeal all acts inconsistent herewith.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 651

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 651, entitled:

An Act to further amend section four thousand three hundred four of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by providing that the right to participate in the police pension fund, after having been established shall not be forfeited.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 654

He also presented communications from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 654, entitled:

An Act to permit employes of cities (except of the first and second classes) boroughs towns and townships to accumulate annual vacation and sick leave in certain cases

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 674

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 674, entitled:

An Act to further amend section eleven of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298) entitled "Fourth Class County Retirement Law," including certain per diem employment rendered prior to establishment of retirement system in determining length of service for retirement benefits.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 714

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 714, entitled:

An Act to repeal the act, approved the nineteenth day of June, one thousand nine hundred thirty-nine (P. L. 430), entitled "An act providing a method of annexation of parts of townships of the first class, in counties of the second class, not in excess of twenty per centum of the assessed value of any such township in counties of the second class, to contiguous cities of the second class, boroughs, or other contiguous townships of the first class, and regulating the proceedings pertaining thereto.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 814

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 814, entitled:

An Act to further amend subsections A and B of section eight hundred seven of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "Banking Code," eliminating requirement that certificates of clearance be filed with articles of amendment.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 909

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 909, entitled:

An Act to amend section thirty-three of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "Local Tax Collection Law," by providing that salaries of tax collectors, their deputies, clerks and assistants in third class

cities shall be considered as compensation for pension and retirement purposes and requiring certain payments by the taxing districts.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 983

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 983, entitled:

An Act to further amend clause (a) of section four hundred fifteen of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "Insurance Company Law of 1921," changing the definition of group life insurance.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 364

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 364, entitled:

An Act to further amend subsection (a) of section two hundred ten of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," increasing the salary of the Commissioner of Fisheries.

RECESS

Mr. TALLMAN. Mr. President, I move that the Senate do now take a recess until 9:30 o'clock, Eastern Standard Time.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1046

The Clerk of the House of Representatives being introduced, informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 1046, entitled:

An Act to amend section two of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A Supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drugs' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" regulating the use of a corporate title in applying for a pharmacy permit and its use on labels, signs and advertisements.

HOUSE CONCURS IN SENATE CONCURRENT RESOLUTION

He also informed the Senate that the House has concurred in Resolution from the Senate as follows:

INVITING THE 1952 OLYMPIC GAMES TO THE CITY OF PHILADELPHIA

In the Senate, June 12, 1947.

Whereas, Consideration of the site of the 1952 Olympic Games will be on the agenda of the International Olympic Committee at its meeting in Stockholm, Sweden in the near future, and

Whereas, The Council of the City of Philadelphia has already extended an official invitation to have the 1952 Olympic Games held in that city, and

Whereas, A favorable decision by the International Olympic Committee would bring additional honors to the Commonwealth of Pennsylvania renowned for its hospitality to and keen interest in sports and sportsmen; therefore, be it

Resolved, (If the House of Representatives concur), That the General Assembly wholeheartedly endorse and join in the action of the Council of the City of Philadelphia in extending an invitation to have the 1952 Olympic Games held in the City of Philadelphia with the assurance of the cooperation and hospitality of the people of the Commonwealth, and be it further

Resolved, That a copy of this resolution be sent to Mr. Charles L. Todd and Councilman George Maxman, designated by the Council of the City of Philadelphia as its representatives to secure the approval of Philadelphia as the site of the 1952 Olympic Games, directing them to present the same to the International Olympic Committee for its consideration at its meeting in Stockholm, Sweden.

HOUSE CONCURS IN SENATE BILL No. 9

He also returned to the Senate, Senate Bill No. 9, entitled:

An Act to amend section one of the act, approved the twenty-seventh day of March, one thousand nine hundred twenty-nine (P. L. 84), entitled "An act to fix the fees to be charged by coroners in counties of the second class," increasing fees to be charged.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 10

He also returned to the Senate, Senate Bill No. 10, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workman's compensation in cases of second injuries.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 146

He also returned to the Senate, Senate Bill No. 146, entitled:

An Act to further amend subsection (b) and to amend subsection (d) of section four hundred twelve of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" making further provision for the compensation of

judges inspectors clerks and machine inspectors at primaries and elections.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 155

He also returned to the Senate, Senate Bill No. 155, entitled:

An Act to amend section one of the act approved the twelfth day of June, one thousand nine hundred twenty-three (P. L. 692, No. 268), entitled "An act fixing the salary of county commissioners in counties of the first class," increasing such salary.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 156

He also returned to the Senate, Senate Bill No. 156, entitled:

An Act making a deficiency appropriation to the Pennsylvania School for the Deaf at Mount Airy, Philadelphia, Pennsylvania.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 268

He also returned to the Senate, Senate Bill No. 268, entitled:

An Act to amend section three of the act approved the first day of June, one thousand nine hundred forty-five (P. L. 1222), entitled "An act providing for the complete medical and dental examination of all children of school age and teachers and other school employes in the public and private elementary and secondary schools of the Commonwealth and imposing certain duties upon the Department of Health and the Department of Public Instruction and making an appropriation" providing that nurses and physicians performing the services required of them in certain schools situated in school districts of the first class shall remain employes of such municipal corporations by whom they are employed.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 358

He also returned to the Senate, Senate Bill No. 358, entitled:

An Act providing for and regulating the authority of school districts to purchase supplies and to perform or contract for construction reconstruction repairs and work of any nature

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 363

He also returned to the Senate, Senate Bill No. 363, entitled:

An Act to amend further the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due

the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as amended by changing the method of accounting for advances out of appropriations at the end of the biennium.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 446

He also returned to the Senate, Senate Bill No. 446, entitled:

An Act to further amend section one of the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing that corporations, limited partnerships, and joint stock associations, holding certain taxable securities as mere custodian for the real owner shall not be taxed therefor.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 458

He also returned to the Senate, Senate Bill No. 458, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith" by providing for an extended high school course.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 471

He also returned to the Senate, Senate Bill No. 471, entitled:

An Act requiring operators, political subdivisions and

the Commonwealth to seal abandoned coal mines so as to protect streams from acid drainage; conferring powers and imposing duties on the Department of Mines; prescribing penalties; and making an appropriation.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 551

He also returned to the Senate, Senate Bill No. 551, entitled:

An Act guaranteeing any person accused of the commission of crime the protection of the law; providing the procedure therefor; and prescribing penalties.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 571

He also returned to the Senate, Senate Bill No. 571, entitled:

An Act to further amend section four hundred twenty-seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," increasing the terms and the salaries of members of the State Athletic Commission.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 602

He also returned to the Senate, Senate Bill No. 602, entitled:

A Further Supplement to the Act, approved the first day of April, one thousand eight hundred sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making an appropriation for carrying the same into effect.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 607

He also returned to the Senate, Senate Bill No. 607, entitled:

An Act providing for and extending the time during which taxes on seated and unseated lands, for the tax year one thousand nine hundred forty-four and previous

years, shall be liens, and during which the county treasurer shall have the right to sell the lands, on which such taxes are liens, for the payment of such taxes; reviving such liens, and restoring the treasurer's right to sell such lands in certain cases; and saving the rights of intervening purchasers, mortgages, lien holders, and other encumbrance holders.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 608

He also returned to the Senate, Senate Bill No. 608, entitled:

An Act to further amend section four hundred nine of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for the reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," increasing the salary of the chairman of the Pennsylvania State Board of Censors.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 665

He also returned to the Senate, Senate Bill No. 665, entitled:

A Supplement to the act, approved the seventh day of August, one thousand nine hundred forty-one (P. L. 887), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor and the Department of Welfare, to acquire certain land adjacent to and for the use of the Scranton State Hospital, providing for the improvement and use thereof, authorizing the City of Scranton to pay the costs of such improvements in whole or in part, and making an appropriation," making an appropriation to the Department of Property and Supplies for the payment of the cost of acquiring certain property, and the improvement and beautification thereof

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 670

He also returned to the Senate, Senate Bill No. 670, entitled:

An Act to further amend section one thousand four hundred two of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing

penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" defining the residence of certain children living upon State owned property and providing for certain Commonwealth reimbursements

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 673

He also returned to the Senate, Senate Bill No. 673, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred forty-five (P. L. 809), entitled "An act removing certain roads or sections of road from the State highway system; and providing for their future maintenance and construction," by removing additional roads from the State highway system.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 715

He also returned to the Senate, Senate Bill No. 715, entitled:

An Act making an appropriation to the Pennsylvania State College of Optometry, Philadelphia, Pennsylvania.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 734

He also returned to the Senate, Senate Bill No. 734, entitled:

An Act to amend section nine of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description, including but not limited to, livestock, poultry, farm machinery, farm equipment and crops, grown, growing or to be grown; designating the operation and effect of the lien of such mortgages; providing for the filing, indexing and docketing of such mortgages and related instruments in prothonotaries' offices; and prescribing prothonotaries' fees; providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states; regulating the assignment, release, satisfaction and extension of the lien of such mortgages; prescribing methods of foreclosure; defining defaults and violations; and fixing penalties," changing fees of prothonotaries.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 770

He also returned to the Senate, Senate Bill No. 770, entitled:

An Act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board, and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 774

He also returned to the Senate, Senate Bill No. 774, entitled:

An Act to amend the act approved the 5th day of December 1933 (P. L. 38 1933-34) entitled "An act imposing State taxes, payable by those herein defined as manufacturers and importers, on the privilege of manufacturing, selling, or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors; providing for the collection of the taxes, and the manner of making payment thereof; conferring powers and imposing duties on certain State officers and departments, and upon manufacturers, importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors; authorizing refunds or exemptions in certain cases, and making an appropriation therefor; and providing penalties", by further regulating the procedure for filing petitions for re-determination, petitions for review and appeals to Court.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 779

He also returned to the Senate, Senate Bill No. 779, entitled:

An Act to amend section one of the act, approved the fifteenth day of March, one thousand nine hundred eleven (P. L. 20), entitled "An act regulating in criminal trials the cross-examination of a defendant, when testifying in his own behalf," by further providing what evidence is or is not admissible.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 798

He also returned to the Senate, Senate Bill No. 798, entitled:

An Act to further amend section two thousand nine of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for refund of registration deposits paid by prospective students from advancement fund of the respective State Teachers' Colleges.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 822

He also returned to the Senate, Senate Bill No. 822, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in the city of Altoona, Blair County, Pennsylvania, containing approximately twenty-three acres for use as a site for a Veterans' Administration Hospital and ceding jurisdiction to the United States.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 828

He also returned to the Senate, Senate Bill No. 828, entitled:

An Act to authorize and empower the Pennsylvania Turnpike Commission to combine the Turnpike, the Eastern Extension and the Western Extension, or any two thereof, for financing purposes under the provisions of this Act; authorizing the issuance of Turnpike revenue bonds of the Commonwealth payable solely from tolls, to pay the cost of the Eastern Extension and the Western Extension; paying the cost of the Eastern Extension, or the cost of the Western Extension, or the cost of both, and refunding any Turnpike revenue bonds or Turnpike refunding bonds which have heretofore been issued by the Commission under the provisions of any Act heretofore approved, or under the provisions of this Act, and which shall then be outstanding, including the payment of any redemption premiums thereon; refunding any revenue bonds, or revenue refunding bonds heretofore issued under the provisions of this Act, including the payment of and redemption premiums thereon; authorizing the Commission to fix tolls from time to time for use of the projects so combined; providing for the use of a facsimile of the signature of the Governor and of the Chairman of the Commission in lieu of their manual signatures, and facsimile of the official seal of the Commissions, upon any bonds issued under the provisions of this Act, or any other Act authorizing the issuance of bonds for the payment of the construction of any Turnpike; and giving certain definitions.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 829

He also returned to the Senate, Senate Bill No. 829, entitled:

An Act making an appropriation to the Land-Grant College of Pennsylvania for the purpose of matching certain moneys appropriated by the Congress of the United States.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 833

He also returned to the Senate, Senate Bill No. 833, entitled:

An Act to further amend section one of the act, approved the seventeenth day of April, one thousand eight hundred ninety-three (P. L. 21), entitled, as amended "An act to facilitate the labors of the judges of the court of common pleas and orphans' court of the county in which the seat of government is or may be located, in the disposition of the business of the Commonwealth, by providing suitable clerical assistance," further providing for the appointment and salaries of stenographers and clerks.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 841

He also returned to the Senate, Senate Bill No. 841, entitled:

An Act to repeal so much of the act, approved the twenty-second day of April, one thousand eight hundred

fifty (P. L. 538), entitled "An act to secure the cities of Pittsburgh and Allegheny, and the neighborhood thereof, from damage by gun-power; to incorporate an association for the establishment of a house of refuge for western Pennsylvania; and relative to the Pennsylvania State Lunatic hospital," and its supplements as authorized aldermen, justices of the peace and mayors to commit minors to the House of Refuge of Western Pennsylvania, now known as the Pennsylvania Training School at Morganza.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 864

He also returned to the Senate, Senate Bill No. 864, entitled:

An Act to repeal the act, aproved the eleventh day of April, one thousand eight hundred sixty-eight (P. L. 864), entitled "An act relating to the election of commissioner's clerk in the County of Northampton."

with the information that the House has passed the same without amendments.

RESOLUTION RETURNING TO THE GOVERNOR HOUSE BILL No. 466, PRINTER'S No. 628

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, June 12, 1947.

Resolved (if the Senate concur), That House Bill No. 466, Printer's No. 628, entitled:

An Act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

which was recalled from the Governor for the purpose of amendment, be returned to the Governor without amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 588 RETURNED WITH AMENDMENTS

He also returned to the Senate Senate Bill No. 588, entitled:

An Act to further amend section one thousand four hundred eighteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof, providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the furnishing of free transportation or board and lodging in certain cases.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 623 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 623, entitled:

An Act making an appropriation to the trustees of The Pennsylvania State College for the construction of buildings the furnishing of housing and other facilities and services, the purchase of equipment and supplies, and for other necessary expenses.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 707 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 707, entitled:

An Act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties and making an appropriation.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 709 RETURNED WITH AMENDMENTS

He also returned to the Senate Senate Bill No. 709, entitled:

An Act to further amend the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" further defining "accumulated deductions" and further regulating withdrawal and payments thereof.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 753 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 753, entitled:

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second,

third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by further changing the provisions for markers and headstones at the graves of deceased service persons, and prescribing penalties.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 761 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 761, entitled:

An Act to amend section three of Article VIII of the act approved the twenty-first day of June one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" increasing the compensation of examining board members.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 781 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 781, entitled:

An Act to further amend Section 4 of the act approved the fifth day of May 1933 (P. L. 284) entitled "An act imposing a State tax, payable by those herein defined as manufacturers and distributors, on certain alcoholic beverages used or sold and delivered within the Commonwealth; prescribing the method and manner of evidencing the payment and collection of such tax; conferring powers and imposing duties on the Department of Revenue, and those using or engaged in the sale, at retail or wholesale, of alcoholic beverages taxable hereunder; and providing penalties," by further regulating the procedure for filing petitions for reassessment, petitions for review and appeals to Court and collection of delinquent taxes.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 782 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 782, entitled:

An Act to amend the act approved the twenty-first day of May 1931 (P. L. 149) entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain

certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by further regulating the procedure for filing petitions for redetermination, petitions for review and appeals to Court.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

SENATE BILL No. 836 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 836, entitled:

An Act to further amend part of section one of the act, approved the twelfth day of May, one thousand nine hundred forty-three (P. L. 259), entitled "An act providing for the payment by the State Treasurer, of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies, to the treasurers of the several cities, boroughs, towns and townships, and for the payment thereof into police pension funds, and in certain cases into the Municipal Employees' Retirement System, and in certain other cases into the State Employees' Retirement Fund, for certain purposes," by further regulating the payment of such moneys into the State Employees' Retirement Fund.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 477 RECALLED FROM THE GOVERNOR

He also presented for concurrence House Bill No. 477, entitled:

An Act to further amend section fifteen and to add section fifteen point one to the act, approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled, as amended, "Dog Law of 1921" authorizing county treasurers to retain certain moneys collected under said act and the payment thereof to certain societies for prevention of cruelty to animals, upon petition to and under supervision of the courts of common pleas, and providing for the disposition of unexpended funds.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

AMENDMENT TO HOUSE BILL No. 478 RECALLED FROM THE GOVERNOR

He also presented for concurrence House Bill No. 478, entitled:

An Act to add section fifteen point one to the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 818) entitled "An act relating

to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done by dogs and payment thereof by the proper county to the owners of livestock and poultry and of damages to licensed dogs imposing powers and duties on certain State county city borough town and township officers and employes and on city councils of cities of the first and second class and providing penalties" authorizing the payment of certain moneys collected under the provisions thereof to societies for the prevention of cruelty to animals upon petition to and under the supervision of the court.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 454 AND APPOINTS A COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 454, entitled:

An Act to amend the heading of Article III, and to amend or further amend, sections three hundred two, three hundred three, three hundred five, three hundred six, three hundred eight, three hundred nine, three hundred ten, three hundred eleven, three hundred twelve, three hundred thirteen, three hundred fourteen, three hundred fifteen, three hundred eighteen, three hundred nineteen and three hundred twenty-one, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Laws," by establishing a new schedule of resident and nonresident licenses and fees; fixing a termination date for the issuance of free resident licenses to military personnel; authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely; and changing penalties.

and has appointed Messrs. ELDER, GOODLING and YESTER, as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

COMMITTEE OF CONFERENCE APPOINTED ON HOUSE BILL No. 454

Mr. TALLMAN. Mr. President, I move that a Committee of Conference, on the part of the Senate, be appointed, on House Bill No. 454.

Mr. BECKER. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. KEPHART, BERGER and LANE, as a committee of conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 454.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 502 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 502, entitled:

An Act to further amend sections four and thirteen of the act approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled, "Beauty Culture Law," by further regulating the eligibility requirements for examinations and the proceedings to revoke or suspend licenses and certificates.

and has appointed Messrs. KRISE, RAGOT and CHERVENAK, as a Committee of Conference to confer with a similar committee of the Senate if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

COMMITTEE OF CONFERENCE APPOINTED ON HOUSE BILL No. 502

Mr. TALLMAN. Mr. President, I move that a Committee of Conference, on the part of the Senate, be appointed on House Bill No. 502.

Mr. BECKER. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. SNOWDEN, CARR and HALUSKA, as a committee of conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 502.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURRENT RESOLUTION

He also presented an extract from the Journal of the House of Representatives which was twice read as follows and referred to the Committee on Rules:

CONGRESS MEMORIALIZED TO RETURN FEDERAL UNEMPLOYMENT TAX TO PENNSYLVANIA

In the House of Representatives, June 10, 1947.

Whereas the amount of tax collected under the Federal Unemployment Insurance Act is considerably in excess of the total amount appropriated for grants-in-aids to the several states and required by such states for the administration of their respective unemployment compensation laws, and

Whereas the total amount of such tax should properly be returned to the states for administration of their respective unemployment compensation laws and the payment of benefits to unemployed workers, therefore be it

Resolved (if the Senate concurs) that the General Assembly of the Commonwealth of Pennsylvania hereby respectfully memorializes the Congress of the United States to enact the necessary Federal legislation whereby all moneys collected from Pennsylvania employers under the Federal Unemployment Tax Act are returned to the Commonwealth for the administration of the Pennsylvania Unemployment Compensation Law: Provided, That any such moneys in excess of the amount required for administration are transferred to the Unemployment

Compensation Account for the payment of benefits to unemployed Pennsylvania workers.

HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED IN BY THE SENATE TO SENATE
BILL No. 498

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 498, entitled:

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two

The PRESIDENT. The message will be laid on the table.

HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED IN BY THE SENATE TO SENATE
BILL No. 545

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 545, entitled:

An Act to further amend the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127), entitled "An act relating to Adoption," further providing for the jurisdiction of adoption proceedings, the contents of petitions, necessary consents, hearings, and decrees, and validating certain adoptions.

The PRESIDENT. The message will be laid on the table.

HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED IN BY THE SENATE TO SENATE
BILL No. 760

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 760, entitled:

An Act to further amend section two hundred five, subsection (2) of section two hundred six and sections five hundred one, five hundred two, five hundred seven, eight hundred two and eight hundred seven, and to amend subsection (b) of section three, Article 11 sections three hundred one, four hundred one, six hundred three, six hundred four, six hundred six, six hundred seven, seven hundred one, seven hundred four, eight hundred four, eight hundred six and nine hundred four of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further regulating and improving the civil service of certain depart-

ments and agencies of the Commonwealth, and repealing an existing law.

The PRESIDENT. The message will be laid on the table.

SENATE BILL No. 498 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 498, entitled:

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions, and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two.

and move a committee of conference on the part of the Senate be appointed.

Mr. BECKER. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON
SENATE BILL No. 498

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. GELTZ, BECKER, and ROSENFELD, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 498.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 545 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 545, entitled:

An Act to further amend the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127), entitled "An act relating to Adoption," further providing for the jurisdiction of adoption proceedings, the contents of petitions, necessary consents, hearing, and decrees, and validating certain adoptions.

and move a Committee of Conference on the part of the Senate be appointed.

Mr. BECKER. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON
SENATE BILL No. 545

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. MAHANY, BLASS and STIEFFEL, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 545.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 760 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 760, entitled:

An Act to further amend section two hundred five, sub-

section (2) of section two hundred six and sections five hundred one, five hundred two, five hundred seven, eight hundred two and eight hundred seven, and to amend subsection (b) of section three, Article 11, sections three hundred one, four hundred one, six hundred three, six hundred four, six hundred six, six hundred seven, seven hundred one, seven hundred four, eight hundred four, eight hundred six and nine hundred four of the act, approved the fifth day of August one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further regulating and improving the civil service of certain departments and agencies of the Commonwealth, and repealing an existing law.

and move a Committee of Conference on the part of the Senate be appointed.

Mr. BECKER. Mr. President, I second the motion.

The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 760

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. HEYBURN, WATSON and HALUSKA, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 760.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGE

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENT TO HOUSE BILL No. 1216 AND AP- POINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1216, entitled:

An Act to reenact, amend and revise the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act."

and has appointed Messrs. HOFFMAN, BORSE and SWOPE, as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE RECEDES FROM ITS AMENDMENTS NON- CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 1216

Mr. STEVENSON. Mr. President, I move that the Senate recede from its amendments non-concurred in by the House to House Bill No. 1216, entitled:

An Act to reenact, amend and revise the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act."

Mr. GELTZ. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE RECEDES FROM ITS AMENDMENTS NON- CONCURRED IN BY THE SENATE TO SENATE BILL No. 313

The Clerk of the House of Representatives being introduced, informed the Senate that the House of Representatives has receded on its amendments non-concurred in by the Senate to Senate Bill No. 313, entitled:

An Act to reenact amend and revise the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103) as amended entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto"

RESOLUTION

FELICITATIONS TO THE HONORABLE JACOB W. CARR

Mr. DiSILVESTRO. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Messrs. DiSILVESTRO and WAGNER, offered the following resolution which was twice read, considered and agreed to:

In the Senate, June 13, 1947.

Whereas, the Honorable Jacob W. Carr, the Senator from Butler County, has toiled and moiled for many years in the vineyards of cultural and spiritual advancement of our citizenry in Western Pennsylvania; and

Whereas, the Honorable Jacob W. Carr has been active for many years in all fields of civic endeavor giving unstintingly of his time and energy to worthy causes; and

Whereas, in recognition of the services of the Honorable Jacob W. Carr to his community, county, district and the Commonwealth, Grove City College has recently honored him by bestowing upon him the Degree of Doctor of Laws, now be it therefore

Resolved, that the Senate of the General Assembly of Pennsylvania felicitates the Honorable Jacob W. Carr upon

the honors justly bestowed upon him and wishes him well in his fruitful work.

RECESS

Mr. TALLMAN. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mry TAYLOR. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

CALENDAR

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 638, as follows:

An Act to amend section six hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth resettlement of accounts and appeals to the courts refunds of money erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" further providing for collection of certain taxes by prothonotaries

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section six hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State gov-

ernment every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" is hereby amended to read as follows

Section 611 Prothonotaries to Collect Tax on Writs Et Cetra The prothonotaries of the several courts of common pleas shall continue to be the agents of the Commonwealth for the collection of the tax on original writs on entries of amicable actions on writs of certiorari on entries of judgment by confession or otherwise and on transcripts of judgments of justices of the peace or aldermen and shall be the agents of the Commonwealth for the collection of the tax on the filing of complaints by which an action is started as provided by law but they shall make their returns to the Department of Revenue and pay the amounts collecting to the State Treasurer through the Department of Revenue as provided in this act

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor.
Berger,	Haluska,	Mallery,	Tyler.
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausser,	Wagner.
Chapman,	Holland,	Rosenfeld,	Walker.
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring.
Farrell,	Letzler,		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 639, as follows:

An Act to amend section one of the act approved the fifth day of April one thousand eight hundred forty-eight (P. L. 335) entitled "An Act changing the time when certain officers shall make their returns" by further providing for the rendering of accounts for and payment of taxes received and making the same conform to existing law

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the fifth day of April one thousand eight hundred forty-eight (P. L. 335) entitled "An act changing the time when certain officers shall make their returns" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the first day of December next the several prothonotaries or clerks of

the supreme court [of the courts of nisi prius] of the courts of common pleas [of the district courts] of the courts of the courts of oyer and terminer and general jail delivery of the courts of quarter sessions of the peace of the orphan's court or other court of record the registers of wills the recorders of deeds and notaries public in this Commonwealth and all other officers of this Commonwealth who are now or who may hereafter be required to render accounts of fees received by them as well as of the state tax on original writs complaints by which an action is started amicable actions writs of certiorari judgments by confession or other wise transcripts of judgments deeds mortgages or any other instruments of writing letters testamentary and letters of administration shall make out and transmit to the [auditor general] Department of Revenue during the month of December in each and every year their respective accounts to be computed for the year ending with the thirtieth day of November then next preceding and shall pay over to the state treasurer through the Department of Revenue within the said specified time the several amounts that may be due to the commonwealth and any officer failing to render his account and make payment as herein required shall not be entitled to receive any commission on the same and the [auditor general] Department of Revenue shall charge such officer interest at the rate of twelve per cent per annum upon the amount due the commonwealth until paid

And said bill having been read at length the third time. and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor.
Berger,	Haluska.	Mallory.	Tyler.
Blass,	Hare,	Margie,	Wade.
Carr,	Heyburn.	Rahausen,	Wagner.
Chapman,	Holland.	Rosenfeld.	Walker.
Crider,	Homsher,	Ruth,	Watson.
Crowe,	Jaspan.	Scarlett,	Wilson.
Dent,	Kephart.	Snowden,	Wolfe.
DiStivestro,	Klein,	Stevenson.	Wood, L. H..
Doehla,	Lane,	Stiefel.	Wood, T. N.,
Donlan,	Leader,	Tallman.	Woodring.
Farrell,	Letzler,		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 706, on third reading, entitled:

An Act to amend subsection (e) of section two of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" further regulating dust hazards

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 735, as follows:

An Act to amend sections four thousand three hundred twenty four thousand three hundred twenty-one four thousand three hundred twenty-two four thousand three hundred twenty-three four thousand three hundred twenty-four and four thousand three hundred twenty-five of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by requiring cities except in certain cases to provide annuity contracts or to establish a Firemen's Pension Fund and to make contributions to such fund and providing for and regulating the management and operation of such fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections four thousand three hundred twenty four thousand three hundred twenty-one four thousand three hundred twenty-two four thousand three hundred twenty-three four thousand three hundred twenty-four and four thousand three hundred twenty-five of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" are hereby amended to read as follows

Section 4320 Firemen's Pension Fund [Direction of] Management annuity contracts [cities may] except as hereinafter provided cities shall provide annuity contracts or establish by ordinance a firemen's pension fund to be maintained in part by an equal and proportionate monthly charge against each member of the fire department which shall not exceed annually three per centum of the pay of such member [; which fund] in any case where there is an existing organization or association for the benefit of fully paid firemen constituting and having in charge the distribution of firemen's pension funds no annuity contract shall be provided nor shall any firemen's pension funds be established under the provisions of this section unless and until the members of such organization or association by a two-thirds vote elects to transfer said existing fund into the pension fund required to be established by this section.

All pension funds established under the provisions of this section shall be under the direction [of council or committee to the direction of such officers of the city as may be designated by council] and control of a board of managers consisting of the Mayor the Director of Accounts and Finance the director of the department having charge of the fire department or in cities where the mayor is also the director of the department having charge of the fire department then the director of public safety the City Controller and the Chief of the Bureau of Fire ex officio and two members of the fire department to be chosen by the members of the fire department of the first managers so chosen by the members of the fire department one shall be chosen for a term of two years and one for a term of four years biennially thereafter one manager shall be chosen for a term of four years to take the place of the one whose term expires In case of vacancy among the managers chosen by the fire department a successor shall be chosen for the unexpired term The fund shall be applied under such regulations as [council may by ordinance] the board of managers shall prescribe for the benefit of such members of the fire department as shall receive honorable discharge therefrom by reason of service and age or disability and the families

of such as may be [injured or] killed in the service [but such allowances] All such pensions as shall be [made] allowed to those who are retired by reason of the disabilities or of service and age shall be in conformity with a uniform scale Benefits allowed from such fund to families of such as are killed in service shall take into consideration the member's widow and his minor children under eighteen years of age if any survive

Section 4321 Retirement Final Discharge Such [ordinance] regulations [may] shall prescribe a minimum period of continuous service not less than [twenty years] twenty-five years and a minimum age not less than fifty-five years after which members of the department may be retired from active duty and such members as are retired shall be subject to service from time to time as a firemen's reserve until unfitted for such service when they may be finally discharged by reason of age or disability

Section 4322 Maximum Amount of [Premium] Pension Payments [for allowances] of pensions shall not be a charge on any [other] fund in the treasury of the city or under its control save the firemen's pension fund herein provided for The basis [of the apportionment] of the pension of a member shall be determined by [the rate of] the monthly pay of the member at the date of [death honorable discharge or] retirement whether for disability or by reason of age and service and shall be [shall not in any case exceed in any year] one-half the annual pay of such member at the time of retirement computed at such monthly rate In the case of the payment of pensions to members for permanent injury incurred in service and to families of members killed in service the amount and commencement of the payment of pensions shall be fixed by regulations of the board which shall take into consideration the amount and duration of workmen's compensation allowed by law

Section 4323 Causes for Forfeiture of Rights in Fund Other Employments Whenever any person shall become entitled to receive [an allowance] a pension from the firemen's pension fund and shall have been admitted to participate therein he shall not thereafter be deprived of his right to [an equal and proportionate] participation therein upon the basis upon which he first became entitled thereto save for one or more of the following causes that is to say Conviction of a [crime] felony or misdemeanor becoming an habitual drunkard becoming a nonresident of the State or failing to comply with some general regulation relating to the management of said fund which may be made by [ordinance] the managers and which may provide that a failure to comply therewith shall terminate the right to participate in the pension fund Any termination of a pension shall be only after such due notice and hearing as shall be prescribed by [ordinance] regulation of the managers

In case any retired member of the fire department shall after retirement engage in employment for compensation his pension from the firemen's pension fund shall be reduced to such an amount that when added to the compensation he receives for employment shall equal the compensation he was receiving as a member of the fire department at the time of his retirement At any time when such other employment for compensation ceases his pension shall be fully restored

Section 4324 Payments to Firemen's Pension Funds by City There [may] shall be paid to the [organization or association constituting and having in charge the distribution of] firemen's pension funds [in] by every city annually a sum of money not more than one per centum of all city taxes collected by the city other than taxes levied to pay interest on or extinguish the debt of the city or any part thereof

Section 4325 [Designation of Organization to Manage Pension Fund The organization having in charge the firemen's pension fund herein mentioned shall consist only of such as is by ordinance designated as the official and authorized organization or association to hold receive and distribute the funds or moneys for the purpose of pensioning the firemen of said city] Transfer of Funds

from Other Pension Funds In any city wherein the members of the fire department are members of a pension fund not established solely for the purpose of pensioning members of the fire department their shall be transferred from such other pension fund into the firemen's pension fund required to be established by this act the moneys contributed thereto by members of the fire department who have not been retired and a just and equitable proportion of the moneys contributed by the city to such other pension fund for the future retirement of members of the fire department Such transfers may be made by the transfer of securities The amounts to be transferred shall be amicably adjusted by the managers of the firemen's pension fund and the pension board having the charge of such other pension fund. In case of disagreement as to the amount so to be transferred the disagreement shall be resolved by the city council whose action thereon shall be final

Nothing contained in this section shall be construed to relieve any existing pension fund of its liability to continue the payment of pensions to retired members of the fire department in accordance with the laws and regulations under which such members were retired

Section 2 This act shall become effective on the first day of January one thousand nine hundred forty-eight

An said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn	Rahausen,	Wagner,
Chapman,	Holland	Rosenfeld,	Walker,
Crider,	Homsher	Ruth,	Watson,
Crowe,	Jaspan	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL ON THIRD READING DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 798, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be govern designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for

the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties" providing that chattel mortgages need not be acknowledged nor witnessed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WILSON: Mr. President, I merely want to take enough time to register my opposition and vote against this bill. I am opposed to amending the act so that it is not necessary to have a chattel mortgage under seal—that is House Bill 798—and that is all there is to it—it makes it too easy for people to come up to the country and fix papers that are not correct, and I have lived in the country for over half a century and I have had enough of that kind of business to take care of.

I am going to vote against this bill.

Mr. WOODRING. Mr. President, the gentleman from Jefferson has convinced me and I ask my colleagues to vote "no."

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—15

Crider	Farrell.	Mahany.	Tallman
Crow-	Frazier.	Mallery.	Walker.
Doehla,	Geltz.	Rahauser.	Wolfe.
Donlan,	Lord.	Stevenson	

NAYS—32

Barr.	Hare.	Leader.	Tarr.
Berger.	Heyburn.	Letzler	Taylor.
Blass	Holland	Margie.	Wade.
Carr.	Homsher.	Rosenfeld	Wagner.
Chapman	Jaspan	Ruth	Watson
Dent.	Kephart.	Scarlett.	Wilson
DiSilvestro	Klein.	Snowden,	Wood. T N.
Haluska.	Lane.	Stiefel.	Woodring

Less than a Constitutional majority of all the Senators having voted "aye" the question was determined in the negative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGE

SENATE BILL NO. 94 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 94, entitled:

An Act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County; and repealing certain acts inconsistent herewith.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill as amended, will appear on tomorrow's Calendar.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 800, entitled:

An Act empowering cities of the second class cities of the second class A cities of the third class boroughs towns school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the supreme court and superior court.

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. DENT. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend page 1, line 6 of the title by inserting after the word "taxes" and before the word "for" the following: "subject to maximum limitations;" Amend page 2, line 5, by inserting after the word "resolution" and before the word "for" the following: "to raise an amount not in excess of the maximum which could be raised on real estate by any such political subdivision by the application of the maximum millage allowed it by law applied to the then assessed value of its taxable real estate".

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

Mr. DENT. Mr. President, I ask unanimous consent to offer additional amendments.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 9, by inserting after the word "subdivision" the following: "except the natural resources;" Amend Section 1, page 3, line 11, by inserting after the word "subdivision" the following: "except the natural resources".

On the question,

Will the Senate agree to the amendments?

Mr. DENT. Mr. President, the purpose of this set of amendments is to make sure that the local tax bodies will not place a severance tax on natural resources. We, I believe, are committed to a program, over a long period of time, against any severance taxes upon coal in this Commonwealth. It has been tried on numerous occasions and has always been found to be a condition that can not be tolerated in a competitive market. If any community can tax coal as it comes from the ground you will find Pennsylvania coal operations at a distinct

disadvantage in the competitive field. There is no limit whatsoever. And even applying the formula that will be allowed under the present bill, with the amendments that have been accepted by the Senate, you will find that any tax placed upon coal will give to Pennsylvania industry a very decided disadvantage.

I therefore request, Mr. President, that a vote be taken on the amendments.

And the question recurring,

Will the Senate agree to the amendments?

Mr. DENT. Mr. President, I ask for a roll call.

(During the calling of the roll the following occurred:)

Mr. HALUSKA. Mr. President, these being very important amendments and not having heard several members answer to their names when the roll was called, I shall ask that the roll be verified.

Mr. BECKER. Mr. President, may the Senate be at ease?

(The Senate was at ease.)

The PRESIDENT. The Clerk will verify the roll.

(During the verification of the roll the following occurred.)

Mr. MAHANY. Mr. President, having voted under a misapprehension, I desire to change my vote from "aye" to "no."

The PRESIDENT. The vote of the gentleman from Crawford will be so recorded.

Mr. WAGNER. Mr. President, for the same reason I would like to change my vote from "aye" to "no."

The PRESIDENT. The vote of the gentleman from Schuylkill will be so recorded.

POINT OF ORDER

Mr. HALUSKA. Mr. President, I rise on a point of order.

The PRESIDENT. The gentleman from Cambria will state his point of order.

Mr. HALUSKA. Mr. President, what is the order or business now?

The PRESIDENT. The order of business is the roll call and the Clerk will verify the roll if the Senator will just wait a moment.

The PRESIDENT. Request has been made to have the roll verified.

The Clerk will call the name of those recorded as having voted in the affirmative.

The Clerk read the names of those recorded as having voted in the affirmative as follows:

Barr,	Hare,	Letzler,	Stiefel,
Carr,	Holland	Mallery,	Tarr,
Crowe,	Jaspan	Margie,	Walker,
Dent,	Klein,	Rahausen,	Wilson,
DiSilvestro,	Lane,	Rosenfeld,	Wood, T. N.,
Haluska	Leader,		Woodring,

The PRESIDENT. Are there any corrections? The Chair hears none. The affirmative roll will stand as verified.

The Clerk will call the names of those recorded as having voted in the negative.

The Clerk read the names of those recorded as having voted in the negative as follows:

Becker.	Farrell,	Mahany.	Wade,
Berger.	Frazier,	Scarlett,	Wagner,

Blass,
Chapman,
Doehla,
Donlan,

Geltz
Heyburn
Kephart,
Lord,

Snowden,
Stevenson.
Tallman,
Taylor,

Watson,
Wolfe,
Wood, L. H.,

The PRESIDENT. Are there any corrections? The Chair hears none. The negative roll will stand as verified.

The PRESIDENT. The vote on the amendments: ayes 23, nays 22, and the amendments fail of passage.

POINT OF ORDER

Mr. WOODRING. Mr. President, what was the ruling of the Chair as to passage of the amendments?

The PRESIDENT. The amendments fail of passage.

Mr. WOODRING. Mr. President, I rise on a point of order.

The PRESIDENT. The gentleman from Northampton will state his point of order.

Mr. WOODRING. Mr. President, I believe on a vote on amendments a simple majority is sufficient to carry the vote?

The PRESIDENT. That is correct.

Mr. WOODRING. Mr. President, the affirmative vote was 23 and the negative vote 22.

The PRESIDENT. The Clerk will announce the vote again.

(The Clerk announced that the "ayes" were 23 and the "nays" were 22.)

Mr. WOODRING. Mr. President, and the amendments do what?

The PRESIDENT. That is the way the Clerk has tallied the roll.

POINT OF INQUIRY

Mr. WOODRING. Mr. President, I rise on a point of inquiry.

The PRESIDENT. The gentleman from Northampton will state his inquiry.

Mr. WOODRING. Mr. President, I understand the roll has been verified?

The PRESIDENT. That is correct.

Mr. WOODRING. What is the ruling of the Chair with regard to the adoption or rejection of the amendments?

The PRESIDENT. The ruling of the Chair is that the Clerk will audit the count; the Clerk has a right to verify the count.

(The Senate was at ease)

Mr. WOODRING. Mr. President, in view of the apparent confusion temporarily I will ask that the Senate recess for five minutes.

The PRESIDENT. The Senate will be at ease, if the gentleman does not mind.

MOTION THAT SENATE RECESS

Mr. WOODRING. Mr. President, I move that we have a recess for five minutes for a minority caucus.

The PRESIDENT. The Senators will take their seats; all persons not entitled to the floor will kindly withdraw. The Senate will be in order. Will the Senators please take their seats.

The Chair recognizes the gentleman from Northampton, Senator Woodring.

Mr. DENT. Mr. President, as it is the desire of the

Chair that we do not recess in order that we may caucus on the matter, we withdraw the motion.

The PRESIDENT. The Senator withdraws his motion. The Senate will be at ease.
(The Senate was at ease.)

The PRESIDENT. The Chair recognizes the gentleman from Cambria, Senator Haluska, who desires to make a short statement.

Mr. HALUSKA.. Mr. President, first I wish to state my position; when I asked for a verification of the roll call it was not with the intention of putting anybody on the spot—that has been my practice in all sessions on close votes, with no malice in my mind—and now, because of the importance of the amendment and because of the confusion, I now ask, Mr. President, that the Senate dispense with the old roll call and have a new roll call taken on this matter.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk will call the roll.

And the question recurring,

Will the Senate agree to the amendments?

The yeas and nays were required by Mr. HALUSKA and Mr. BARR and were as follows, viz:

YEAS—27

Barr,	Hare,	Mahany,	Wagner,
Carr,	Holland,	Mallery,	Walker,
Crowe,	Jaspan,	Margie,	Wilson,
Dent,	Kephart,	Rahauser,	Wolfe,
DiSilvestro,	Klein,	Rosenfeld,	Wood, T. N.,
Donlan,	Lane,	Stiefel,	Woodring,
Haluska,	Letzler,	Tarr,	

NAYS—20

Becker,	Doehla,	Homsher,	Tallman.
Berger,	Farrell,	Lord,	Taylor,
Blass,	Frazier,	Scarlett,	Wade,
Chapman,	Geltz,	Snowden,	Watson,
Crider,	Heyburn,	Stevenson,	Wood, L. H.,

So the question was determined in the affirmative.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill o. 814, as follows:

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number

of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" is hereby amended to read as follows

Section 2 licenses shall hereafter be granted by the Pennsylvania Liquor Control Board for the retail sale of malt or brewed beverages or the retail sale of liquor and malt or brewed beverages in excess of one of such licenses of any class for each one thousand inhabitants or fraction thereof in any municipality exclusive of licenses granted to hotels as defined in this act and clubs but at least one such license may be granted in each municipality except in municipalities where the electors have voted against the granting of any retail licenses Nothing contained in this section shall be construed as denying the right to the Pennsylvania Liquor Control Board to renew or to transfer existing retail licenses of any class notwithstanding that the number of such licensed places in a municipality shall exceed the limitation hereinbefore prescribed but where such number exceeds the limitation prescribed by this act no new license except for hotels as defined in this act and veterans' clubs as hereinafter provided shall be granted so long as said limitation is exceeded Any branch post camp or chapter of a veterans' organization Nationally chartered by the United States congress or any subsidiary thereof chartered as such by the National Organization whose active and voting membership is the same as such branch post camp or charter which files a proper application together with the required fees and bond within eighteen months after the effective date of this act may be licensed any time after its incorporation whether or not it shall have been in existence and operation for a period of one year.

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that Senate Bill No. 834, on third reading, entitled:

An Act relating to the public school system prescribing minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts county superintendents assistant county superintendents superintendents of special education supervisors of agriculture supervisors of

homemaking and district superintendents providing for reimbursement by the Commonwealth and for reimbursements by school districts for pupils attending schools of other districts imposing duties on certain county officers and repealing inconsistent legislation

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 852, entitled:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes and adding certain new routes

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. SNOWDEN. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1, page 37, by inserting between lines 6 and 7, the following: "Route 61045. Beginning at a point on the south borough line of Youngsville; thence in a general southwesterly direction through Brokenstraw [and Deerfield Township] Township by way of York Hill School to [a point on Route 61012 about 0.75 of a mile north of Davy Hill School] a road intersection in Warren County, a distance of about [5.7] 2 miles"; Amend Section 1, page 37, by inserting after line 14 the following: "[Route 62044 Beginning at a point on the County Road near the North Borough line of Canonsburg thence northwardly to an intersection with Route 108 near Hickman in Washington County, a distance of about 1.9 miles!"; Amend Section 2, page 52, by inserting after line 6 the following: "Route 24031 Beginning at a point on Route 24009 at Dagus Mines thence northeasterly through Fox Township to a point on application 6636 at Kersey in Elk County, a distance of about .9 of a mile;" Amend Section 2, page 64, by inserting after line 16 the following:

"Warren County

Route 61065. Beginning at a point on the Youngsville Borough line: thence northerly, by way of Hamblin Hill School, through Brokenstraw Township to a point on the Sugar Grove-Brokenstraw Township line, in Warren County, a distance of about 3.3 miles.

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 853, entitled:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing or deleting certain routes and adding certain new routes

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. SNOWDEN. Mr. President, I ask unanimous consent to offer amendments.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Section 1, page 6, by inserting after line 2 the following:

"Deemston Borough

Route 62129 Extending Route 62129 Beginning at a point on the Deemston Borough-East Bethlehem Township line thence in a northwesterly direction to an intersection with [the continuation of Rural Route 62018] Route 62194 in the Borough of Deemston, Washington County, a distance of about [1.31] 2.75 miles"; Amend Section 2, page 6 by inserting after line 20 the following:

"Fayette County

Belle Vernon Borough

Route 26158 Extending Route 26158 Beginning at a point on the Belle Vernon Borough-Washington Township line; thence over Main Street to Route 118 at Main and State Streets, in the borough of Belle Vernon, Fayette County, a distance of about 0.74 of a mile; Amend Section 2, page 7, by inserting after line 16 the following:

"Jefferson County

Punxsutawney Borough

Route 33078 Extending Route 33078 beginning at a point on the Southern line between Punxsutawney Borough and Young Township, thence Northeasterly to the Bell Township line, and from a second point on the Bell Township line in a general Northwesterly direction to Route 435 at Mahoning street and Woodland Avenue in the borough of Punxsutawney Jefferson County a distance of about 0.98 of a mile"; Amend Section 2, page 11, by inserting after line 11 the following:

Roscoe, Allenport and Long Branch Boroughs

Beginning at a point on Route 268 in Roscoe Borough; thence northerly and northwesterly via Mt. Tabor Road and Horner Street to a point on Route 62141 in the Boroughs of Roscoe, Allenport and Long Branch, Wash-

ington County, a distance of about 3.2 miles"; Amend Section 2, page 11, by inserting after line 12 the following:

“Warren County
Youngsville Borough

Route 61065 Extending Route 61065 Beginning at a point on the Youngsville Borough-Brokenstraw Township line; thence over Cemetery Street to a point on Application 4014 in the borough of Youngsville, Warren County, a distance of about 0.5 of a mile.

On the question,
Will the Senate agree to the amendments?
They were agreed to.
On the question,
Will the Senate agree to the bill on third reading, as amended?
It was agreed to.
Ordered, That the bill as amended, lie over for printing on final passage.

BILLS ON THIRD READING AND FINAL
PASSAGE

Agreeably to order.
The Senate proceeded to the third reading and consideration of House Bill No. 855, as follows:

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled “An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act” by changing or deleting certain routes and adding certain new routes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following routes established by section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled “An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the costs of construction or maintenance providing for the assessment of certain portions of the cost of street

improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act” and its amendments are hereby deleted as indicated or amended to read as follows

Section 2 Said act is hereby further amended by adding thereto the following new routes

Beginning at the intersection of Third and Bushkill Streets thence easterly over Bushkill Street and Northerly over Front Street to the intersection of Front Street and Delaware Drive in the City of Easton a distance of about 0.3 of a mile

Beginning at a point on the Williamsport City-Lycoming Township line thence southwesterly to Daugherty Run Road in the City of Williamsport a distance of about 0.06 of a mile

Beginning at a point on the Williamsport City-Lycoming Township line thence southeasterly on Fox Hollow Run Road to Ridge Avenue in the City of Williamsport a distance of about 0.42 of a mile

Beginning at a point on the west line of Washington City thence over Euclid Avenue Fayette and Isabell Streets to the intersection of Isabell and Chestnut Streets in the City of Washington a distance of about 0.1 of a mile.

Section 3 The streets established as State highways under the provisions of this act may be taken over for construction and maintenance at any time subsequent to the approval of this act but shall be taken over not later than the first day of January one thousand nine hundred forty-eight

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahouser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted “aye” the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,
The Senate proceeded to the third reading and consideration of House Bill No. 922, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Woodville State Hospital to acquire a certain tract of land adjacent thereto for the use of said hospital and making an appropriation therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Woodville State Hospital is hereby authorized to purchase in the name of the Commonwealth of Pennsylvania a certain tract of land known as the Walk Farm of approximately one hundred forty-eight point five acres and a certain tract of land known as the Greasel Tract of approximately six acres both of said tracts situated in Allegheny County Pennsylvania and the Walk Farm being contiguous to the present property of said hospital and the Greasel Tract being located within the Walk Farm so as to make use of said lands for the purpose of farming and other maintenance operations of said hospital

Section 2 Said tracts of land when purchased shall be added to the lands of the Woodville State Hospital The deeds of conveyance shall be deposited with the Secretary of Internal Affairs

Section 3 The said lands shall not be acquired until the titles thereto have been approved by the Department of Justice

Section 4 The sum of fourteen thousand seven hundred dollars (\$14,700) or as much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the payment of the purchase price of said tracts of land and the expenses incidental thereto including title searches

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 957, as follows:

A Joint Resolution proposing an amendment to article nine section four of the Constitution of the Commonwealth of Pennsylvania increasing the maximum amount of State debt to supply the deficiencies in revenue

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same

is hereby proposed in accordance with the eighteenth article thereof

That section four of article nine is hereby amended to read as follows

Section 4 No debt shall be created by or on behalf of the State except to supply casual deficiencies of revenue repel invasion suppress insurrection defend the State in war or to pay existing debt and the debt created to supply deficiencies in revenue shall never exceed in the aggregate at any one time fifty million dollars (\$50,000,000) Provided however That in determining the limit upon State debt under the provisions of this section no account shall be taken of the debt created under the provisions of the section prior to amendment nor shall any account be taken of the amount of any debt created under the provisions of any other section of this article

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 962, as follows:

An Act to further amend the third paragraph of subsection C of section five hundred one of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over and taking possession of and conducting or liquidating the business and property of corporations associations and persons receiving deposits or otherwise transacting a banking business corporations acting as fiduciaries and building and loan associations providing for the payment of the expenses of the Department of Banking by supervised corporations associations or persons and appropriating the Banking Department Fund authorizing the Department of Banking under certain circumstances to examine corporations associations or persons affiliated or having business transactions with supervised corporations associations or persons authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries registers of wills recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services rendered under this act providing penalties and repealing certain acts and parts of acts" increasing the membership of the banking board

and the number of appointments to that board by the Governor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The third paragraph of subsection C of section five hundred one of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over and taking possession of and conducting or liquidating the business and property of corporations associations and persons receiving deposits or otherwise transacting a banking business corporations acting as fiduciaries and building and loan associations providing for the payment of the expenses of the Department of Banking by supervised corporations associations or persons and appropriating the Banking Department Fund authorizing the Department of Banking under certain circumstances to examine corporations associations or persons affiliated or having business transactions with supervised corporations associations or persons authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries registers of wills recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services rendered under this act providing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-second day of April one thousand nine hundred thirty-seven (P. L. 337) is hereby further amended to read as follows

Section 501 Orders by Department

* * * * *

[Each board] The Banking Board shall consist of eleven members and the Building and Loan Board shall consist of nine members [one of which] One member of each board shall be the Secretary of Banking who shall act as chairman Two of the members of [each board] the Building and Loan Board shall be appointed by the Governor to serve in the case of the Banking Board for two years from September first one thousand nine hundred and thirty-five and in the case of the Building and Loan Board for two years from September first one thousand nine hundred and thirty-seven and four members of the Banking Board shall be appointed by the Governor the two additional members provided for by this amendment to serve for a period of two years from the first day of September one thousand nine hundred forty-seven and may be removed from office at his pleasure the remaining six members of each board shall be appointed by the Governor from lists of nominations submitted to him as herein provided but any such member shall not be removed from office unless he shall have been absent from six consecutive meetings of such board

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,

Donlan,
Farrell,

Leader,
Letzler,

Tallman,

Woodring.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1000, as follows:

An Act to further amend section eight and to amend section nine of the act approved the eleventh day of June one thousand nine hundred thirty-five (P. L. 326) entitled "An act relating to counties of the first class defining deceased service persons providing for contributions by the county to the funeral expenses for such persons and their widows providing for the erection and care of markers headstones and flags and for the compilation of war records" authorizing the director of veterans' affairs to join in the formation of a State association and the payment by such counties of certain expenses in connection therewith

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eight of the act approved the eleventh day of June one thousand nine hundred thirty-five (P. L. 326) entitled "An act relating to counties of the first class defining deceased service persons providing for contributions by the county to the funeral expenses for such persons and their widows providing for the erection and care of markers headstones and flags and for the compilation of war records" as last amended by the act approved the sixteenth day of May one thousand nine hundred forty-five (P. L. 612) is hereby further amended to read as follows

Section 8 Compilation of War Records The county commissioners of each county of the first class in the State are hereby authorized and directed at the expense of the county to compile a record of the burial places within such county of deceased service persons Such record so far as practicable shall indicate the name of each such person the service in which he or she was engaged the number of the regiment or company or command the rank and period of service the name and location of the cemetery or other place in which his or her body is interred the location of the grave in such cemetery or other place and the character of headstone or other marker if any at such grave Such record shall be known as the "Veterans' Grave Registration Record of County" and shall be a public record open to inspection during business hours

Section 9 Information for War Records The county commissioners of each county of the first class shall cause record blanks to be prepared according to forms furnished by the Department of Military Affairs whereby the information required for such record may be transmitted to them Every person firm association or corporation including a municipal corporation owning or controlling any cemetery or burial place within a county of the first class in which are interred the bodies of deceased service persons shall file with the county commissioners of such county in which such cemetery is located a certificate on the record blanks provided by said county commissioners of the facts required for such record as far as the same are within the knowledge of such person firm association corporation or the agents thereof The county commissioners shall cause record blanks to be distributed to such persons firms associations and corporations as they deem advisable with the request that such information be transmitted to them Any such persons firm association or corporation except municipal corporations upon receipt of

such blanks or forms who shall refuse or neglect to fill out and transmit to the county commissioners such blanks or forms within six months after receipt of same shall be subject to a fine upon conviction in summary proceedings of one hundred dollars (\$100.00)

Section 10 Voluntary Assistance by Veterans' Organizations For the purpose of locating the burial places of deceased service persons the Grand Army of the Republic the United Spanish War Veterans the Veterans of Foreign Wars of the United States the American Legion and the Disabled American Veterans through their local camps posts and branches in this State are authorized without expense to the county to collect the required data and prepare and file with the county commissioners certificates embodying the information provided for in this section

Section 11 Directors of Veterans' Affairs For the purpose of carrying into effect the provisions of this [section] act the county commissioners shall appoint a director of veterans' affairs who shall receive such compensation as the salary board may fix It shall [also] be the duty of the director of veterans' affairs to

(1) Assist the county commissioners in administering the provisions of this act relating to the burial of deceased service persons and their widows and to furnishing markers and placing headstones on their graves

(2) Assist war veterans and their families in securing their rights as such in matters relating to their person property and care of family under any of the laws of this Commonwealth and of the United States and for such services the grave registrar shall be entitled to his expenses incurred therein and additional compensation and both expenses and compensation shall be subject to the approval of the salary board or county commissioners as the case may be

(3) Carry into effect the provisions of this act relating to the compilation of war records

(4) Perform all other duties heretofore performed by the veterans' grave registrar

The veterans' grave registrar of each county in office on the effective date of this act shall continue in the office of director of veterans' affairs and as such be subject to the provisions of existing law

Section 12 State Association of Directors' of Veterans' Affairs The director of veterans' affairs of each county of the first class is hereby authorized to join with the directors of veterans' affairs of other counties of this Commonwealth in organizing themselves into a State association with power to hold annual meetings at such time and place within the State as they may designate for the purpose of securing more uniformity and cooperation in the conduct of their offices and improving their service to veterans

Each director of veterans' affairs shall be allowed all reasonable expenses including hotel bills and traveling expenses actually incurred going to attending and returning from any annual meeting of the association but not in excess of fifty dollars (\$50.00) in any one year which shall be paid by the county of which he or she is an officer by orders drawn on the treasurer thereof The time spent in attending such meetings shall not be more than three (3) days exclusive of the time employed in traveling thereto and therefrom The expenses of the annual meeting of the association including any necessary amount for printing committee meetings and stenographic services shall be paid by the proper counties but shall not exceed twenty-five dollars (\$25.00) for each county the director of veterans' affairs of which is a member of said association

Section 2 Section nine of said act is hereby amended to read as follows

Section [9] 13 All acts and parts of act inconsistent herewith are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geitz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margle,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
Dislivestro,	Klein,	Stevenson,	Wood L. H.,
Doehla,	Lane,	Stiefel	Wood, T. N.,
Donlan,	Leader	Tallman,	Woodring,
Farrell,	Letzler		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 1013, on third reading, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1086, as follows:

An Act to amend rule fifteen of Article XII of the act approved the second day of June one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" further regulating operations approaching inaccessible workings

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Rule fifteen of Article XII of the act approved the second day of June one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" is hereby amended to read as follows

Rule 15 Whenever a place is [likely to contain a dangerous accumulation of water the working approaching such place] approaching inaccessible workings which are likely to contain a dangerous accumulation of water or gas the operator shall establish and clearly show on the map furnished the mine foreman a stopping distance

not less than one hundred (100) feet from the said inaccessible workings and such stopping point shall not be passed until after the coal company officials the mining engineer and the mine inspector have agreed on the width of any such approaching place or places and the point or distance at which test holes shall be started the said test holes shall not be less than twenty (20) feet in advance of the working face there shall be one such test hole at or near the center of the working face and sufficient flank holes on each side of said place No such stopping distance shall be less than one hundred (100) feet from the said inaccessible abandoned workings nor need it be greater than the distance calculated in accordance with the rule commonly used in the establishing of barrier pillars namely one per centum (1%) of the depth below drainage times the thickness of the coal seam plus thickness of seam times five (5) excepting in such cases where calculation in accordance with said rule establishes a stoping distance of less than one hundred (100) feet This act does not permit the driving of gangways chambers or other excavations into barriers which are subjected to their maximum water pressure as calculated in accordance with the rule here established unless the said water-head is reduced by pumping or other means

The term "mining engineer" as used in this act shall mean the person who shall in behalf of the operator have charge or general supervision of the work of compiling the mine map

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor.
Berger,	Haluska,	Mallery,	Tyler.
Blass,	Hare,	Margle,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner.
Chapman,	Holland,	Rosenfeld,	Walker.
Orider,	Homsber,	Ruth,	Watson.
Crowe,	Jaspan,	Scarlett,	Wilson.
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring.
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

CALENDAR

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1122, entitled:

An Act providing for the payment of salary wages medical and hospital expenses of employes of a jail prison workhouse penitentiary penal reformatory or correctional institution hospitals for the insane or any institution for the feeble minded or epileptic persons for inebriates or for juvenile delinquents and dependents maintained in whole or in part by the Commonwealth or any county within the Commonwealth who are injured in the performance of their duty and providing that absence during

such injury shall not reduce any usual sick leave period and also providing for recourse to pension privileges in the event of permanent disability

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. WADE. Mr. President, I ask unanimous consent to offer amendments.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Sec. 1, page 2, line 8, by striking out the words "the full regular" and inserting in lieu thereof "a"; Amend Sec. 1, page 2, line 11, by inserting after the word "act" the following: "For the first twelve (12) months of any such period, such salary or pay shall be equal to his regular salary or pay, and during the balance of such period shall be equal to the amount of compensation which would be allowed for such disability under the provisions of the Workmen's Compensation Act. From such salary or pay there shall be deducted the employee's retirement payments at the rate paid by him at the time the injury occurred"; Amend sec. 2, page 3, line 8, by inserting after the word "employee" the following: "in the case of any employee eligible by reason of length of service for disability retirement, or as soon thereafter as he becomes eligible for disability retirement by reason of length of service"; Amend sec. 2, page 3, line 10, by striking out the word "all"; Amend Sec. 2, page 3, lines 12 and 13, by striking out the words "in effect at the time of transfer" and inserting in lieu thereof: "he would have received had he been eligible for disability retirement at the time the injury occurred. When any such employee ceases to receive such salary or pay from the Commonwealth or the county, but has not become eligible for disability retirement because of length of service, if he continues to make payments to the retirement fund equal to the last contribution made while an employee until he shall have made contributions for the minimum period required for disability retirement, he shall be entitled to a disability retirement allowance beginning at the time of completing such payments upon examination by proper medical authority if declared permanently disabled and unable to perform his previous duties at the maximum rate he would have received had he been eligible for disability retirement at the time the injury occurred."

On the question,

Will the Senate agree to the amendments?

On the question,

They were agreed to.

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1210, as follows:

An Act to amend section twenty-one and to repeal sections twenty-two and twenty-three of the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1388) entitled "An act relating to the practice procedure regulations and adjudications of departments departmental administrative boards and commissions independent administrative boards and commissions officers and other administrative agencies of this Commonwealth and judicial review thereof and preserving equitable jurisdiction in certain cases" to provide for the printing and making available regulations promulgated by agencies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-one is hereby amended to read as follows

Section 21 [Publication of existing] regulations all regulations of any agency which are in effect on the effective date of this act or which shall be [promulgated] adopted [within ninety days] thereafter shall [expire one hundred days after the effective date of this act] have no effect unless they are printed and made available upon written request within thirty days after the date of adoption [codified indexed and filed within said period of one hundred days for publication in the Pennsylvania register regulations promulgated after ninety days and within one hundred fifty days after the effective date of this act shall expire one hundred sixty days after the effective date of this act unless filed for publication in the Pennsylvania register within said period of one hundred sixty days]

2 Sections twenty-one and twenty-three of the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1388) entitled "An act relating to the practice procedure regulations and adjudications of departments departmental administrative boards and commissions independent administrative boards and commissions officers and other administrative agencies of this Commonwealth and judicial review thereof and preserving equitable jurisdiction in certain cases" are hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1211, as follows:

An Act to repeal the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1392) entitled "An act providing for the Pennsylvania Register for the publication and distribution of certain orders regulations rules notices proclamations and similar instruments imposing powers and duties on the Legislative Reference Bureau and the Department of Property and Supplies creating the Pennsylvania Register Board and defining its powers and duties and making an appropriation for payment of expenses and costs of publication and distribution of the Pennsylvania Register"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1392) entitled "An act providing for the Pennsylvania Register for the publication and distribution of certain orders regulations rules notices proclamations and similar instruments imposing powers and duties on the Legislative Reference Bureau and the Department of Property and Supplies creating the Pennsylvania Register Board and defining its powers and duties and making an appropriation for payment of expenses and costs of publication and distribution of the Pennsylvania Register" is hereby repealed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1217, entitled:

An Act prohibiting sales of cigarettes below cost and to protect and stabilize tax collections defining and prohibiting unfair sales of cigarettes conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale providing remedies for violations thereof and imposing penalties

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. DENT. Mr. President, I am not going to take too much time of the Senate on this bill but it involves one of the principles that were before the people last year in the national and the state elections. This is a price-fixing measure, to set and fix prices to be charged for cigarettes at a certain minimum.

Mr. President, I do not believe the Commonwealth of Pennsylvania has the prerogative of setting any prices, whether the item be cigarettes or any other item, since it has always been the contention of the majority party, in so far as I understood it, that it would be interference with free enterprise. The nation had its share of price-fixing during the war, for purposes that we thought were justified, in order to distribute at a reasonable figure the quantities of commodities that were available at the time.

However, Mr. President, at this time this is neither an essential commodity nor is there any scarcity of this item, and there is no emergency at hand. Mr. President, there can be nothing behind this bill except to insure to certain distributors and agencies that sell cigarettes a profit and a guarantee that cigarettes will be sold to the public over and above the price necessary to guarantee a profit. If you do it with cigarettes then I can assume you also will do it with pop or any other item sold today.

I therefore say, Mr. President, this is a strange departure for the Republican majority to be taking, in passing legislation that is contrary to all the campaign slogans that they had last year, notably and chiefly among them being that one of "Have you had enough?"

I am wondering whether or not the Republican majority in Washington has been notified that the Republican majority in Harrisburg is doing what they took so much credit for undoing, that is, taking away from the OPA its price-fixing privileges.

Therefore, Mr. President, I am going to ask that this particular bill be defeated.

Mr. TALLMAN. Mr. President, I have some misgiving about the sincerity of the remarks of the gentleman from Westmoreland, as to his attitude and the attitude of his colleagues with regard to price fixing because, if I recollect accurately, the gentleman from Westmoreland just within the last few days voted in favor of the so-called auto-gyp bill, which in part contained within it principles which are similar to the ones involved in this bill.

Mr. President, I want also to direct to the attention of the gentleman from Westmoreland that in 1941 this legislature passed a general bill of this very nature, which was approved on August 11, 1941. I want to suggest and point out, Mr. President, that that bill was a bill of a general nature, covering all unfair sales, and that the reason for the passage of that bill, and its enactment finally, was, in the interest of the merchants of Pennsylvania so that they could not be harmed by what are commonly referred to as loss leaders carried in the way of merchandise.

One of the reasons for the advancement of this bill,

primarily, was that you could not practically and well write amendments to the existing law to cover this situation of cigarettes. And I want to say, Mr. President, that regardless of what may be said as to the policy involved in the bill, there certainly is nothing wrong with the idea that those people in Pennsylvania who are engaged in the business of selling cigarettes, merchandising them, are entitled to every bit of the protection that they can receive from invasion of their business rights by people from without the state of Pennsylvania who are going to come in here and produce cigarettes and put them into the market in order to make a loss leader situation develop in Pennsylvania.

I say for those reasons, Mr. President, this bill should be supported.

Mr. DENT. I just want to assure the members of the Senate that I will let the Senate be the judge of my sincerity.

I answer the assertion of the gentleman from Lehigh, that I voted for the auto-gyp bill—and he certainly can not compare the sale of cigarettes and the circumstances surrounding the sale of cigarettes in the Commonwealth of Pennsylvania with the sale of automobiles today in this Commonwealth. That auto-gyp bill was put in to protect buyers in a strained market, this emergency, if you want to call it that, because of the inability to produce and build as many cars as the public is demanding, and that has made it a natural for those persons in the automobile game who deliberately take a brand-new automobile and drive it across a lot and call it a used car and thereby increase the price anywhere from \$500 to \$1,500 per car. The auto-gyp bill had within it no price fixing features other than the prices set by the manufacturer upon his particular item. There is nothing in the auto-gyp bill which does anything except exactly what the title and the name implies—it tries to protect against gypers in the automobile field.

The question of legislation in 1941 is very true. At that time there was a great demand on the part of the people of this Commonwealth because, just as the gentleman explained, certain chain outfits were able to buy great quantities of goods and throw them out for sale as loss leader items and therefore, in order to try to eradicate that evil and protect the neighborhood grocer, we suggested legislation that would help the independent grocer. However, the party that is now passing this piece of legislation was at that time the chief opponent of that legislation.

Mr. President, getting down to the truth of the whole matter, exactly the condition has arisen that we called your attention to when the cigarette tax was put on during this session. I said that tax was completely out of line because by so taxing that item it might destroy, and it is destroying in this situation, the very market you hoped to derive your market from, because our tax now upon a pack of cigarettes is four cents over beyond and above anything reasonable in the manner or method of taxing, and that is the whole purpose behind this bill. We know we weakened the structure of the market which sells cigarettes and we are trying to bolster that with false props; we are trying to say that we will guarantee a profit, just so that people in Pennsylvania do not buy cigarettes somewhere else.

Mr. President, there is no justification for this kind of legislation.

Mr. TALLMAN. Mr. President, I have only one brief remark to make, and it has to do with this bill as well as prior remarks made on this subject during the course of this session.

It is rather amazing, it seems to me, that this afternoon we hear from the other side of this Chamber, at great length, talk about inequity to the school teachers and their disagreement with what was done, and now, when we are asking support for a measure which will help to raise the revenue that we anticipate, will be needed, the gentlemen on the other side seem to be against that legislation, without which this Commonwealth can not get the revenue which it needs for those things which ought to be done.

Mr. ROSENFELD. Mr. President, just one observation: as I look through this bill I note that the word "cigarettes" was removed and "any other produce" substituted, so that it will cover any subject you desire, so that we could have an unfair fish act next, perhaps, or anything you might decide to pass, to cover this situation.

I am not going to discuss the question of the effect it may have on the tax situation because I do not think that is important as far as this bill is concerned. I think the important thing here is the principle involved and I can envision, four years from now, we may decide to pass a similar act, except probably it will be an unfair liquor sales act, and then I wonder what our Liquor Control Board will do if it decides to use leaders to get rid of old stock on hand.

I think in principle this is wrong, and for that reason should be voted down.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—20

Becker,	Frazier,	Mallery,	Walker,
Blass,	Heyburn,	Scarlett,	Watson,
Carr,	Homsher,	Tallman,	Wilson,
Crider,	Lord,	Taylor,	Wolfe,
Farrell,	Mahany,	Wagner,	Wood, L. H.,

NAYS—26

Barr,	Donlan,	Klein,	Stevenson.
Berger,	Geltz,	Lane,	Stiefel,
Chapman,	Haluska,	Letzler,	Tarr,
Crowe,	Hare,	Margle,	Wade,
Dent,	Holland,	Rosenfeld,	Wood, T. N.,
DiSilvestro,	Jaspan,	Snowden,	Woodring,
Doehla,	Kephart,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1324, as follows:

An Act imposing a State tax payable by those herein defined as users on fuels used within the Commonwealth

in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such users to secure licenses to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records imposing duties on dealers wholesalers and carriers for hire imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds of taxes penalties and interest illegally or erroneously collected from licensed users and making appropriations

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The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act shall be known and may be cited as the "Fuel Use Tax Act"

Section 2 Definitions The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except in those instances where the context clearly indicates a different meaning

"Association" shall mean and include a partnership limited partnership or any other form of unincorporated enterprise owned by two or more persons

"Corporation" shall mean and include a corporation or joint stock association organized under the laws of this Commonwealth the United States or any other State territory or foreign country or dependency

"Dealer" shall mean and include any person engaged in the retail sale of fuel to users as herein defined

"Department" shall mean and include the Department of Revenue of this Commonwealth

"Fuels" shall mean and include all combustible gases and liquids used in an internal combustion engine for the generation of power to propel vehicles of any kind or character on the public highways except such fuels as are defined as liquid fuels by the act approved the twenty-first day of May one thousand nine hundred thirty-one

(P. L. 149) entitled "The Liquid Fuels Tax Act" and its amendments

"Licensed User" shall mean and include any user holding an unexpired uncanceled or unrevoked license issued by this Commonwealth

"Magistrate" shall mean and include a magistrate alderman justice of the peace or other officer having the powers of a committing magistrate in this Commonwealth

"Motor Vehicles" shall mean and include all vehicles engines machines or mechanical contrivances which are propelled by internal combustion engines or motors

"Person" shall mean and include every natural person association or corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to association shall mean the partners or members thereof and as applied to corporations the officers thereof

"Public Highways" shall mean and include every way or place of whatever nature generally open to the use of the public as a matter of right or to be opened to the public as a highway including a toll highway for the purpose of vehicular travel and notwithstanding that the same may be temporarily closed for the purpose of construction reconstruction maintenance or repair

"Secretary" shall mean and include the Secretary of Revenue of this Commonwealth or his duly authorized deputy or representative

"Use" shall mean and include the receipt of fuels by any user in the fuel supply tank of his motor vehicle in Pennsylvania for use in whole or in part for the generation of power to propel the motor vehicle on the public highways of this Commonwealth

"User" shall mean any person or persons who uses and/or consumes fuel received or purchased within this Commonwealth in an internal combustion engine for the generation of power to propel motor vehicles of any kind or character on the public highways of this Commonwealth

"Wholesaler" shall mean and include any person who produces refines prepares blends distills manufactures compounds or receives in any manner fuels for wholesale sale or distribution to dealers in the Commonwealth of Pennsylvania as herein defined

The singular shall include the plural and the masculine shall include the feminine and neuter

Section 3 Application for License Fees Licensing of Users Bond or Deposit of collateral Securities (a) On and after the effective date of this act it shall be unlawful for any user to continue to engage in or thereafter to begin to engage in the use of fuels within this Commonwealth unless a license shall have been issued to him as hereinafter prescribed

Penalty Each day in which any user shall engage in the use of fuels within this Commonwealth without a license as required by this act shall constitute a separate offense and he shall upon summary conviction thereof before a magistrate be sentenced to pay a fine of one hundred dollars (\$100) and costs of prosecution and at the discretion of the court undergo imprisonment for not more than thirty (30) days for each offense

(b) Every person desiring to operate as a licensed user shall file an application for a license with the department The application for license shall be made upon a form prescribed prepared and furnished by the department upon request and shall set forth the name under which the applicant transacts or intends to transact business the location of his principal place of business in this Commonwealth and such other information as the department may require If the applicant is an association the application shall set forth the names and addresses of the persons constituting the association and if a corporation the names and addresses of the principal officers thereof and any other information prescribed by the department for the purpose of identification The application shall be signed and verified by oath or affirmation by the applicant if a natural person in the case of an association by a member or partner thereof and in the case of a corporation by the

executive officers thereof or person specifically authorized by the corporation to sign the application to which shall be attached written evidence of their authority

(c) Upon the filing of the application for a license a filing fee of ten dollars (\$10) shall be paid to the department which shall not be refundable Provided That the Commonwealth of Pennsylvania and the political subdivisions thereof are hereby exempted from payment of this filing fee

(d) Upon approval of the application and the bond hereinafter required the department shall grant and issue to each user a license and facsimiles thereof to at all times accompany each piece of equipment using fuels taxable under this act Licenses or facsimiles thereof shall not be assignable nor transferable and shall be valid only for the user in whose name issued and shall at all times be displayed in accordance with departmental regulations Licenses shall continue permanently in effect unless surrendered or suspended or revoked for cause by the secretary Facsimiles of licenses shall be returned to the department for cancellation when the use of the piece of equipment for which issued has been discontinued by the licensee or for replacement in accordance with departmental regulations

Penalty Any person assigning or attempting to assign or transfer a license or a facsimile thereof or who shall fail to display his license or facsimile thereof as required by departmental regulations shall upon summary conviction before a magistrate be sentenced to pay a fine of one hundred dollars (\$100) for each offense together with costs of prosecution and at the discretion of the court be sentenced to undergo imprisonment for not more than thirty (30) days for each offense

(e) A license shall not be granted and issued until the person applying therefor has filed with the department a surety bond payable to the Commonwealth of Pennsylvania in such amount as shall be fixed by the department except that the amount shall never be less than five hundred dollars (\$500) Every such bond shall have as surety a duly authorized surety company approved by the Insurance Department of this Commonwealth and signed by a resident Pennsylvania agent of the surety conditioned that the user shall faithfully comply with the provisions of this act during the effective period of his license The department may require any licensed user to furnish such additional surety bond as shall be necessary to secure at all times the payment by him to the Commonwealth of all fuel taxes penalties interest fines uncollectible check fees and Attorney General's fees due by him Provided That the Commonwealth of Pennsylvania and the political subdivisions thereof shall not be required to file bonds as guaranty of payment of fuel taxes imposed herein

For the purpose of determining whether an existing bond or bonds are sufficient the department may at any time by a written notice require any licensed user to furnish a financial statement in such form as it may prescribe Upon failure of any licensed user to furnish a financial statement within thirty (30) days of such written notice the department may forthwith suspend or revoke the license or licenses issued to him and shall collect all fuel taxes penalties interest fines uncollectible check fees and Attorney General's fees due by him

Any surety on a bond furnished by a licensed user as provided herein shall be released and discharged from any and all liability to the Commonwealth accruing on such bond after the expiration of sixty (60) days from date upon which the surety shall have lodged with the department a written request to be released and discharged but this provision shall not operate to relieve release or discharge the surety from any liability already accrued or which shall accrue before the expiration of the sixty (60) day period The department shall promptly after receiving such request notify the licensed user who furnished the bond and unless the user shall on or before the expiration of the sixty (60) day period file with the

department a new bond with corporate surety approved by the Insurance Department of this Commonwealth the department shall forthwith cancel the user's license or licenses and facsimiles thereof Whenever a new bond shall be furnished by the licensed user as aforesaid the department shall cancel and surrender the original bond of the user as soon as it shall be satisfied that all liability under the original bond has been fully discharged

(f) Any person required by the provisions of this section to file a surety bond may in lieu thereof deposit with the State Treasurer negotiable or assigned bonds which are direct obligations of the United States Government or of the Commonwealth of Pennsylvania the par value thereof to be of the amount of the surety bond required of such person as collateral guarantee of payment of all liabilities accruing under the provisions of this act The State Treasurer shall issue to such person and to the Department of Revenue a certificate of such deposit The said securities shall be retained by the State Treasurer after the termination of the license of such person whether by his own act or the action of the department and such securities shall not be released from any liability to the Commonwealth already accrued or which shall accrue prior to the issuance of certification by the department that all fuel taxes penalties interest fees fines uncollectible check fees and Attorney General's fees have been paid The department shall furnish the State Treasurer with a copy of such certification and authorize the return of the said securities by the State Treasurer to the owner

(g) Nothing contained in this act shall require the filing of any application or bond or the possession and display of a license for the use of fuels in interstate or foreign commerce not within the taxing power of the Commonwealth or for the use of fuels by the United States Government

(h) The Secretary is hereby empowered and authorized to issue temporary emergency licenses and facsimiles thereof to users upon payment of the filing fee herein imposed and the deposit of a certified check bank draft express post office or telegraphic money order in the sum of one hundred dollars (\$100) payable to the Department of Revenue as guarantee of payment of liabilities accruing under the provisions of this act Issuance and length of validity of such temporary emergency licenses and facsimiles thereof shall be restricted in accordance with departmental regulations

(i) In the event that any application for a license to use fuel as a licensed user in this State shall be filed by any person whose license shall at any time theretofore have been cancelled for cause by the department or in case the department shall be of the opinion that such application is not filed in good faith or that such application is filed by some person as a subterfuge for the real person in interest whose license shall theretofore have been cancelled for cause by the said department then and in any said event the department after a hearing of which the applicant shall have been given five days' notice in writing and in which said applicant shall have the right to appear in person or by counsel and present testimony shall have and is hereby given the right and authority to refuse to issue to said person a license in this Commonwealth

(j) Upon the surrender or revocation for cause of the license of any user or upon the expiration of temporary emergency licenses the department shall return surety bonds for cancellation or deposits made in accordance with the provisions of this section only after it is satisfied that all fuel taxes penalties interest fees and fines due the Commonwealth under the terms of the bond and the provisions of this act have been paid

Section 4 Imposition of Tax Exemptions An excise tax at the rate of four cents (4c) a gallon is hereby imposed on all users of fuel upon the use as herein defined of such fuel by any person within this Commonwealth when such fuel is used in whole or in part in an internal combustion engine for the generation of power to propel

motor vehicles of any kind or character on the public highways to be computed in the manner hereinafter set forth in this act The tax herein imposed shall not apply on fuels not within the taxing power of this Commonwealth under the Commerce Clause of the Constitution of the United States Provided That the tax herein imposed and assessed shall be paid to the Commonwealth but once in respect to any fuels provided further however That no tax is hereby imposed upon (1) any fuel that is used by the United States Government or (2) upon any fuel brought into this State in the fuel supply tank of the motor vehicle directly connected to the motor or (3) upon any fuel used in farm machinery or equipment engaged in the production or harvesting of farm or agricultural products involving the use of the public highways within a ten (10) mile radius of the domicile of the owner of the machinery or the equipment

The tax shall be payable upon fuels used by the Commonwealth and the political subdivision thereof

Section 5 By Whom Tax is Payable Every user of fuels upon which a tax is imposed by this act shall pay the tax into the State Treasury through the department in the manner and within the time specified in this act It shall be the duty of each user to furnish to the department such information concerning such use as the department may require

Section 6 Licensed Users' Reports and Payments of Tax Discount Allowed Interest and Penalties For the purpose of ascertaining the amount of tax payable under this act it shall be the duty of every user on or before the last day of each month to file with to the department upon forms prescribed prepared and furnished by the department a report under oath or affirmation of the fuels used by him within this Commonwealth during the preceding month This report shall include all such information as the department may require and prescribe A user having more than one place of business within this Commonwealth shall combine in each report the use of fuels at all such separate places of business

Every user at the time of making every report required by this section shall compute and pay to the department the tax due to the Commonwealth on fuels used by him during the preceding month Fuels not accounted for to the satisfaction of the department shall be deemed to have been used for taxable purposes and taxes imposed thereon and collected by the department

If the report required herein is filed and tax paid on time a discount of two per centum (2%) of the gross amount of tax shall be allowed the licensed user

The amount of all taxes imposed under the provisions of this act for each month shall be due and payable on the last day of the next succeeding month and shall bear interest at the rate of one per centum (1%) per month or fractional part of a month from the date they are due and payable until paid

If any user shall fail neglect or refuse to make any report or payment as herein required an additional ten per centum (10%) of the gross amount of tax shall be added by the department and collected as hereinafter provided and in addition thereto the license and facsimiles thereof of such user may forthwith be suspended or revoked by the department and required to be surrendered to the department

Section 7 Determination and Redetermination of Tax Penalties and Interest Due (a) If any user shall fail neglect or refuse to secure a license as provided in this act the department shall estimate the tax due by such user and determine the amount due by him for taxes penalties and interest as prescribed herein from which determination there shall be no right of review or appeal

(b) In the event a licensed user shall fail neglect or refuse to file a report and pay the tax imposed by this act or if the department is not satisfied with the report and payment of tax made by any licensed user under the provisions of this act it is hereby authorized and empowered to make a determination of the tax due by such

licensed user based upon any information within its possession or that shall come into its possession.

(c) Promptly after the date of any such determination the department shall send by registered mail a copy thereof to such licensed user. Within thirty (30) days after the date of any such determination such licensed user may file with the department a petition for redetermination of such tax. Every petition for redetermination shall state specifically the reasons which the petitioner believes entitle him to such redetermination and shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true. It shall be the duty of the department within ninety (90) days after the date of any petition to dispose of any petition for redetermination. Notice of the action taken upon any petition for redetermination shall be given to the petitioner promptly after the date of action on petition by the department.

(d) Within thirty (30) days after notice by the department of the action taken on any petition for redetermination filed with it the licensed user against whom such determination was made may by petition request the Board of Finance and Revenue to review such action. Every petition for review filed hereunder shall state specifically the reasons upon which the petitioner relies and shall be in such form as the Board of Finance and Revenue may prescribe. The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true. The Board of Finance and Revenue shall dispose of such petitions filed with it within ninety (90) days after they have been received and in the event of the failure of said board to dispose of any such petition within ninety (90) days the action taken by the department upon the petition for redetermination shall be deemed sustained. The Board of Finance and Revenue may sustain the action taken on the petition for redetermination or it may redetermine the tax due upon such basis as it shall deem according to law and equity. Notice of the action of the Board of Finance and Revenue shall be given by mail or otherwise to the department and to the petitioner.

(e) The department or any person aggrieved by the decision of the Board of Finance and Revenue or by the board's failure to act upon his petition for review within ninety (90) days may within sixty (60) days appeal to the Court of Common Pleas of Dauphin County from the decision of the Board of Finance and Revenue or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlement.

(f) The department is hereby empowered to redetermine taxes and to authorize adjustments on current fuels use tax reports of licensed users of overpayments within ninety (90) days of due date and payment providing information in the department's possession warrants such adjustment.

Section 8 Examination of Records and Equipment. The department or any employee appointed in writing by it or any officer of the Pennsylvania State Police is hereby authorized to examine the books and records of account storage tanks motor vehicles and any other equipment of any user dealer wholesaler carrier or any other person pertaining to the use sale or delivery of fuels taxable under this act to determine the use or for the purpose of ascertaining whether or not the tax imposed by this act has been paid or to verify the accuracy of any report or payment made under the provisions of this act or to determine the financial responsibility of any user or the accuracy of any financial statement required to be submitted to the department under the provisions of this act or regulations of the department.

The secretary or his deputy is hereby authorized and shall have the power in the enforcement of provisions of this act to hold hearings to administer oaths to witnesses and to take the sworn testimony of any person and cause it to be transcribed into writing.

The secretary or his deputy is hereby authorized to

issue subpoenas and subpoenas duces tecum and compel the attendance of witnesses and shall have the power to conduct such investigations as he may deem necessary. Provided however That if any person shall refuse access to such books and records of account or other documents or any equipment or if any person shall fail or refuse to obey such subpoenas or subpoenas duces tecum or shall fail or refuse to testify before the secretary or his deputy then the secretary or his deputy shall certify the names and facts to the court of common pleas of any county and the said court shall enter such order against such person in the premises as the enforcement of this act and justice shall require.

Section 9 Regulations Registration of Dealers and Wholesalers Retention of Records by Users Dealers Wholesalers and Carriers Reports Required of Dealers and Wholesalers (a) The secretary shall have the authority to prescribe all forms upon which reports shall be made to the department and any other forms required for the proper administration of this act and shall prescribe and cause to be published all needful rules and regulations for the enforcement of this act.

(b) Dealers and wholesalers selling or intending to engage in the sale of fuels taxable under this act shall register with the department on forms prescribed and furnished by the department upon request whereupon the department shall issue a certificate or certificates to the dealer or wholesaler which are to be conspicuously displayed at the dealer's or wholesalers' places of business. These certificates shall not be assignable or transferable and shall be surrendered to the department upon discontinuance or transfer of business.

Penalty Any dealer or wholesaler failing neglecting or refusing to register with the department or any person assigning or attempting to assign or transfer a registration certificate or who shall fail to display his registration certificate or certificates as required by this act shall upon summary conviction before a magistrate be sentenced to pay a fine of one hundred dollars (\$100) for each offense together with costs of prosecution and at the discretion of the court be sentenced to undergo imprisonment for not more than thirty (30) days for each offense.

(c) Every user and dealer shall maintain and keep for a period of two (2) years complete records of fuels received used sold or delivered within this Commonwealth by such user or dealer including suitable books and records of accounts and duplicate copies of material requisitions sales tickets delivery tickets purchase orders invoices and bills which shall show the use or the date and name business and address of the person to whom sale or delivery was made together with bills of lading purchase invoices inventory records and such other pertinent papers as may be required by regulation. Every wholesaler and carrier shall keep similar records with respect to sales and deliveries of products capable of being used as fuels.

Penalty Any person violating any of the provisions of this section shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of not less than one hundred dollars (\$100) nor more than one thousand dollars (\$1000) and costs of prosecution or to undergo imprisonment for not more than one (1) year or both at the discretion of the court.

(d) The department may require dealers other than distributors holding permits under the Liquid Fuels Tax Act to prepare and transmit to it not later than the last day of each month on forms prescribed and furnished by the department reports of sales and deliveries to users of fuels taxable under this act as it deems necessary for the enforcement of this act. The department may also require wholesalers other than distributors holding permits under the Liquid Fuels Tax Act to prepare and transmit to it not later than the last day of each month on forms prescribed and furnished by the department reports of sales and deliveries to dealers of such products capable of

being used as fuels as may be designated by regulations issued by the department and as may be necessary for the enforcement of this act all such reports shall be made under oath or affirmation

Penalty Any person failing neglecting or refusing to file the reports required within the time prescribed herein shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty dollars (\$50) for each offense together with costs of prosecution and at the discretion of the court be sentenced to undergo imprisonment for not more than thirty (30) days for each offense

Section 10 Disposition and Use of Tax The taxes collected under the provisions of this act less discounts allowed shall be paid into the Liquid Fuels Tax Fund and the Motor License Fund in the same proportions as are liquid fuels taxes and are hereby specifically appropriated for the same uses and purposes

Section 11 Discontinuance or Transfer of Business by User Dealer or Wholesaler Whenever a user dealer or wholesaler engaged in the use retail sale or wholesale sale of fuels ceases to be a user dealer or wholesaler by reason of discontinuance sale or transfer of his business it shall be his duty to so notify the department in writing within five (5) days after the discontinuance sale or transfer takes effect His notice shall give the date of discontinuance and in the event of a sale or transfer of his business the name and address of the purchaser or transferee thereof It shall also be the duty of any user within ten (10) days after the discontinuance sale or transfer takes effect to make a report and pay all taxes interest penalties fees and fines that may be due by him and to surrender to the department the license or licenses and facsimiles theretofore issued to him by the department

Penalty Any person failing neglecting or refusing to comply with any of the provisions of this section shall upon summary conviction thereof be sentenced to pay a fine of one hundred dollars (\$100) and costs of prosecution and in the discretion of the court undergo imprisonment for not more than thirty (30) days

Section 12 Suspension or Revocation of Licenses Whenever the department finds that the holder of a license or licenses has failed to comply with the provisions of this act or regulations issued by the department the department shall notify such holder and afford him a hearing on five days' written notice except as hereinbefore provided After such hearing the department may revoke or suspend the user's license or licenses and facsimiles and upon suspending or revoking any license shall demand the holder thereof to surrender to it immediately all licenses and facsimiles theretofore issued to him and the user shall surrender within five days all licenses and facsimiles to the department as hereby required

Any holder of a user's license aggrieved by the decision of the department in suspending or revoking his permit may within thirty days appeal to the court of common pleas of Dauphin County from the decision of the department in the manner provided by law for appeals in the case of tax settlements Provided however That no such appeal shall act as a supersedeas but the suspension or revocation of the license by the department shall remain in full force and effect pending the disposition of the appeal

Penalty Any person failing neglecting or refusing to surrender a license or facsimile suspended or revoked by the department as provided herein shall upon summary conviction thereof before a magistrate be sentenced to pay a fine of not less than one hundred dollars (\$100) and costs of prosecution and in the discretion of the court undergo imprisonment for not more than thirty (30) days

Section 13 Lien of Taxes Penalties Interest Fees and Fines (a) All taxes herein imposed and unpaid penalties interest fees and fines due by any person shall be a lien upon the franchises and property both real and personal of such person from the date said taxes penalties interest

fees and fines are due and payable as provided in this act and shall have priority over any subsequent lien or encumbrance whatsoever except the lien of other state taxes having priority by law and except also that such taxes penalties interest fees and fines shall have priority over a mortgage only if the liens thereof were filed of record as provided in clause (b) hereof prior to the recording of the mortgage

(b) Liens and statements of all taxes penalties interest fees and fines herein imposed due and unpaid certified by the secretary or his representative may at any time be transmitted to the prothonotaries of the respective counties of the Commonwealth through the Department of Justice to be entered of record as of the date due and payable upon which record it shall be lawful for writs of scire facias to issue and be prosecuted to judgment and execution in the same manner as such writs are ordinarily employed

(c) No sheriff receiver trustee assignee master or other officer shall sell the property or franchises of any person who is a user as herein defined without first giving the department thirty days' notice of the sale and a statement containing the following information

1 Name or names of the plaintiff or party at whose instance or upon whose account the sale was made

2 Name of the person whose property or franchise is to be sold

3 The time and place of sale

4 The nature of the property and the location of the same

(d) It shall be the duty of the department after receiving notice as aforesaid to furnish the sheriff receiver trustee assignee master or other officers having charge of the sale a certified statement of all fuel taxes penalties interest fees and fines due the Commonwealth as liens against such person and in the case of no such liens a certificate setting forth that fact which certificate shall be publicly read by such officer at and immediately before the sale of the property or franchise of such person

(e) It shall be the duty of the department to furnish to any person applying therefor upon payment of the fee herein prescribed a certificate showing the amount of all taxes penalties interest fees and fines owing by any user which are of record in the department as a lien or which may become a lien against any person under the provisions of this act

Section 14 Collection of Unpaid Taxes Whenever the taxes penalties interest fees and fines imposed by this act are not paid within thirty days after the date of their determination if no petition for redetermination has been filed or from the date of the department's action on the petition if no petition for review has been filed or within sixty days from the date of decision of the Board of Finance and Revenue upon a petition for review or the expiration of the Board's time for acting upon such petition if no appeal has been made and in all cases of judicial sales assignments or bankruptcies the department shall request the Department of Justice to collect the same

On all claims for taxes penalties interest fees and fines hereunder which are collected after the institution of suit by the Department of Justice or any attorney employed by it there shall be paid by and recovered from the user for the use of the Commonwealth an Attorney General's commission of five (5) per centum upon the amount of recovery not exceeding ten thousand dollars (\$10,000) and three (3) per centum upon the amount of recovery in excess of ten thousand dollars (\$10,000) and the payment of the Attorney General's commission shall not affect liability for any penalty or interest payable under this act The Attorney General's commission shall be paid into the State Treasury through the Department of Revenue and credited to the General Fund The amount of the Attorney General's commission shall in all cases be added to the amount of the claim against the user and shall be a lien against his property in like manner as the amount of the claim

Section 15 Registration of Carriers and Reports Required of Carriers Every person engaged in or intending to engage in the transportation and delivery of products capable of being used as fuels taxable under this act in any manner for hire to a user or dealer as defined in this act shall register with the department on forms prescribed and furnished by the department upon request.

Every person engaged for hire in the transportation and delivery of products capable of being used as fuels taxable under this act in any manner to a user or dealer either in interstate or intrastate commerce to a point within this Commonwealth from a point within or without this Commonwealth shall report under oath or affirmation to the department on or before the last day of each month for the preceding month all deliveries of such products capable of being used as fuels taxable under this act as may be designated by regulations issued by the department made to points within this Commonwealth. Such reports shall be on forms prescribed prepared and furnished by the department and shall state the names and addresses of the consignor and consignee the number of gallons of such products which were transported and delivered together with date of delivery and any other information which the department may require.

Penalty Any person failing neglecting or refusing to comply with any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of one hundred dollars (\$100) and costs of prosecution for each offense and undergo imprisonment for thirty (30) days at the discretion of the court.

Section 16 Refunds The Board of Finance and Revenue may refund to licensed users taxes penalties and interest provided by this act and paid by them as a result of an error of law or of fact or of both law and fact. Claims for refund shall be filed with the Board of Finance and Revenue within one year of date of overpayment and shall be made under the procedure prescribed by the Fiscal Code.

All refunds of moneys allowed hereunder shall be paid from the Motor License Fund and the Liquid Fuels Tax Fund in the amounts equal to the original distribution and the payment of such moneys into said funds.

As much of the moneys from time to time in the Motor License Fund and the Liquid Fuels Tax Fund as may be necessary is hereby appropriated to the Board of Finance and Revenue for the purpose of making refund as herein authorized. Estimates of the amounts to be expended from these funds from time to time by the board shall be submitted to the Governor for his approval or disapproval as in the case of other appropriations to administrative departments boards and commissions and it shall be unlawful for the Auditor General to honor any requisitions of the Board of Finance and Revenue for the expenditure of moneys hereunder in excess of the estimates approved by the Governor.

Section 17 Enforcement The department shall be charged with the enforcement of this Act. Such employees of the Commonwealth as are designated as "Pennsylvania State Police" shall aid the department in the enforcement of this act and for this purpose are hereby declared to be peace officers and are hereby given authority throughout the Commonwealth to arrest on view without writ rule order or process any person known to have violated any of the provisions of this act.

Whenever any person acting for or on behalf of the department shall in good faith institute legal proceedings for any violations of the provisions of this act and for any reason shall fail to recover costs of record such costs shall be a charge upon the proper county as shall such costs in the event defendant is imprisoned for failure to pay fine or costs or both and shall be audited and paid as are costs of like character in said county.

Section 18 Disposition of Fees Fines and Forfeitures Except as otherwise in this act provided and except as otherwise provided by the Constitution fees fines penalties and bail forfeitures that shall be received recovered paid or collected under the provisions of this act shall be paid

into the State Treasury by the department and credited to the Motor License Fund.

Section 19 Exchange of Information Among the States Issuance and Sale of Lists and Certified Copies of Records The secretary or his representatives shall upon request received from the officials to whom are entrusted the enforcement of the fuel tax laws of any other state forward to such officials any information for governmental use which it may have in its possession relative to the manufacture receipt sale use transportation shipment or delivery by any person of fuel.

The department shall prepare issue and distribute such lists of users dealers wholesalers and carriers as may be necessary for the proper administration and enforcement of this act without charge. Sales of such lists as are issued by the department under these provisions may be made for other than governmental use and for each list a fee of ten dollars (\$10) shall be charged payable in advance.

The fee for each certified copy or certified photostat copy of any department record shall be one dollar (\$1) payable in advance. Provided That no fee shall be charged for certified copies or certified photostat copies of any departmental records furnished to any State or Federal Government authorities.

Section 20 Uncollectible Checks Whenever any check issued in payment of tax penalty interest fees or fines imposed by this act shall be returned to the department as uncollectible the department shall charge a fee of five dollars (\$5) per hundred dollars or fractional part thereof plus all protest fees to the person offering such check in payment.

Section 21 Violations (a) Any person who shall fail neglect or refuse to make the report or pay the tax penalties and interest imposed by this act or who shall refuse to permit representatives of the department or the Pennsylvania State Police to examine his books and records of account storage tanks motor vehicle or other equipment pertaining to the use sale or delivery of fuels within this Commonwealth or who shall make any incomplete false or fraudulent report or who shall attempt to do anything whatsoever to avoid a full disclosure of the quantities of fuels used sold or delivered or to avoid the payment of the whole or any part of the tax penalties or interest due shall be guilty of a misdemeanor and upon conviction thereof be sentenced to pay a fine of not less than two hundred fifty dollars (\$250) and not exceeding one thousand dollars (\$1000) and costs of prosecution and at the discretion of the court undergo imprisonment for not more than one year. In the case of an association any partner or member thereof and in the case of a corporation any officer thereof whose duty it was to make the report required by this act shall be subject to imprisonment as aforesaid for failure to make the report required and attend to the payment of tax imposed by this act. Such fines shall be in addition to any penalty imposed by any other section or subsection of this act. Upon conviction all of the guilty user's licenses shall be revoked.

(b) It shall be unlawful for any person to commit any of the following acts:

1 To display or represent as one's own or cause or permit to be displayed any license or facsimile thereof or registration certificate not issued to the person displaying it or to have unlawfully in one's possession any unsigned fictitious or altered license or facsimile thereof or registration certificate or any license or facsimile thereof or registration certificate which is invalid as a result of cancellation suspension revocation by the department or expiration.

2 To use a false or fictitious name or give a false or fictitious address in any investigation or on any application registration or report required under the provisions of this act or otherwise misrepresent or commit a fraud on any application registration or business record required under the provisions of this act.

Penalty Except as herein otherwise provided any per-

son violating any of the provisions of this section shall be guilty of a misdemeanor unless such act is declared to be a felony and shall upon conviction thereof be sentenced to pay a fine of not less than two hundred fifty dollars (\$250) nor more than one thousand dollars (\$1000) and costs of prosecution and in the discretion of the court undergo imprisonment for not more than one year

Section 22 Saving Clause (a) The passage of this act shall not be taken or construed to relieve any person association or corporation whatsoever from the payment of any tax penalty or interest due or owing the Commonwealth under any laws in force at the time this act becomes effective or to affect or terminate any petitions investigations prosecutions legal or other proceedings pending under such laws or to prevent the commencement of any legal proceedings for violations of such laws heretofore committed or for the recovery of taxes penalties or interest due or owing to the Commonwealth under such laws

(b) Users having fuels on hand at the effective date of this act upon which no tax has been billed or paid shall pay the tax to the department on such fuels as is required by this act

(c) All taxes penalties and interest due from users of fuels under laws heretofore in force that are collected or received by the department after the effective date of this act shall be transmitted to the State Treasury through the department and credited to the Liquid Fuels Tax Fund and the Motor License Fund in the proportion provided in the act under which the tax was collected

Section 23 Constitutional Construction The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 24 Acts of Assembly Repealed The provisions of any existing laws or parts of laws which in any manner are inconsistent with or in conflict with the provisions of this act are hereby repealed

Section 25 Effective Date This act shall become effective on the first day of September one thousand nine hundred forty-seven

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1325, as follows:

An Act to further amend the title and the definition of "Liquid Fuels" in section two of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for reward imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" further prescribing the liquid fuels taxable under the provisions of said act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors or liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" is hereby amended to read as follows

An Act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are [ordinarily] practically and commercially [usable] suitable for use in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation

Section 2 The definition of "Liquid Fuels" in section two of said act as amended by the act approved the first day of June one thousand nine hundred thirty-one (P. L. 298) is hereby further amended to read as follows.

Section 2 Definitions The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except in those instances where the context clearly indicates a different meaning

"Liquid Fuels" All [distillates of and condensates] products derived from petroleum natural gas coal tar vegetable ferments and other oils including among others gasoline naphtha benzol benzine or alcohols either alone or when blended or compounded with are [ordinarily] practically and commercially [usable] suitable for use in internal combustion engines for the generation of power [except kerosene fuel oil and gas oil Provided That

petroleum naphtha which distil by American Society of Testing Materials Method D 86-27 or United States Bureau of Mines Method 100.13 not more than nine (9) per centum at 176°F sold for any purpose other than use in internal combustion engines for the generation of power and which are not ordinarily practically and commercially usable in internal combustion engines are not included in the definition of "liquid fuels" Provided further That kerosene fuel oil and gas oil used in internal combustion engines for the generation of power to propel vehicles of any kind or character which use the public highways in this Commonwealth shall be included within the definition of "liquid fuels" or which are prepared advertised offered for sale or sold for use for that purpose Provided That kerosene fuel oil gas oil Diesel fuel tractor fuel by whatever trade name or technical name known having an initial boiling point of not less than 200°F and of which not more than ninety-five (95) per centum has been recovered at 464°F (ASTM method D-86) liquified gases which would not exist as liquids at a temperature of 60°F and pressure of 14.7 pounds per square inch absolute and naphthas and benzols and solvents sold for use for industrial purposes are not included within the definition of "liquid fuels"

Section 3 If any specific provision included in the definition of "liquid fuels" contained in this act should be held by any court of competent jurisdiction to be unconstitutional the invalidity of said provision shall not affect any other part of the definition which is effected by this act The General Assembly hereby declares that it would have passed this act omitting said provision if it had been advised of the unconstitutionality thereof at the time this act was passed

Section 4 All acts or parts of acts inconsistent herewith are hereby repealed

Section 5 This act shall become effective on the first day of September one thousand nine hundred forty-seven

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margle,	Wade,
Carr,	Heyburn,	Rahausser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1337, as follows:

An Act to further amend section one and three and to add section four to the act approved the seventh day

of May one thousand nine hundred twenty-seven P. L. 859) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (P. L. 521) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" further providing for determination of the estates subject to the Pennsylvania Estate Tax the computation thereof and the collection of interest upon tax not paid when due and providing for crediting any taxes paid on account of the Pennsylvania Estate Tax to any additional transfer inheritance tax assessed against an estate

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one and three of the act approved the seventh day of May one thousand nine hundred twenty-seven (P. L. 859) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (P. L. 521) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" as last amended by the act approved the fourth day of June one thousand nine hundred forty-three (P. L. 864) are hereby further amended to read as follows

Section 1 Be it enacted etc That in order that the Commonwealth may receive the full benefit of section three hundred and one (b) of the Federal Revenue Act of one thousand nine hundred and twenty-six or any other legislation of a similar kind or enacted for a like purpose which grants a credit on the Federal estate tax for estate succession and transfer inheritance taxes paid to the State government an estate tax to be known as the Pennsylvania Estate Tax is hereby imposed upon the estate of every person who at the time of his death is a resident of the Commonwealth and on every estate the situs of which is in Pennsylvania of any person who at the time of his death is a resident of a foreign country provided such estate is in the class of estates which under the laws of the United States is subject to a Federal estate tax Such estate tax shall be in addition to any tax imposed as a result of the death of such [resident] person under the provisions of the transfer inheritance tax law of this Commonwealth approved the twentieth day of June one thousand nine hundred and nineteen (P. L. 521) to which this act is a supplement The said Pennsylvania Estate Tax upon the estate of every decedent as aforesaid shall be computed as follows The aggregate transfer inheritance taxes due under the act to which this act is a supplement shall first be ascertained Provided That the amount of such aggregate taxes due shall be reduced by the amount of any discount allowed under the act to which this is a supplement To such amount there shall be added the amount of any estate inheritance legacy or succession taxes actually paid to any other State or territory or the District of Columbia or any possession of the United States in respect to any property owned by

such decedent subject to such taxes as a part of or in connection with his estate The sum resulting from such addition shall then be deducted from an amount equal to the amount of the maximum credit allowable to the estate of the decedent by the Federal Estate Tax Law or laws for estate inheritance legacy or succession taxes paid to any State or territory or the District of Columbia or any possession of the United States The remainder if any shall constitute and be the Pennsylvania Estate Tax upon the estate of the decedent The tax imposed by this act shall be collected in accordance with the provisions of the act to which this act is a supplement

Every executor administrator or person in actual or constructive possession of the property of an estate subject to the tax imposed by this act shall within thirty days after the filing of his her or its return with the Federal Government for Federal estate tax purposes file a copy of such Federal return with the register of wills of the proper county and shall within thirty days after the receipt by him her or it of any communication from the Federal Government making any final change in the said return or confirming increasing or diminishing the tax thereby shown to be due file a copy of such communication with the register of wills of the proper county The Commonwealth shall have authority in any estate taxable under this act to act to make a provisional estimate for the payment of taxes to the Commonwealth on account and to make an appraisal of the taxes due by any estate under this act when the amount of the Federal tax has been finally determined

Section 3 Any tax imposed under the provisions of this act shall become due and payable at the expiration of eighteen months from the date of death of the decedent If the tax is not paid when due interest at the rate of six per centum per annum shall be charged and collected from the time the same became payable except that if the basic Federal estate tax has been or is increased by the Collector of Internal Revenue or by any other agency or court of the United States and if as a result the Pennsylvania Estate Tax imposed by section one hereof is increased interest shall be computed on the additional tax from thirty days after the proper parties have received final notice of the increase in the Federal Estate Tax until paid Where real or personal estate withheld by reason of litigation or other unavoidable cause of delay from the parties entitled thereto subject to such additional estate tax has not been productive to the extent of six per centum per annum the proper parties shall not pay a greater amount as interest to the Commonwealth than they have realized or shall realize from such estate during the time the same has been or shall be withheld as aforesaid Provided That proof thereof is furnished the Department of Revenue and is satisfactory to the department

Section 2 Said act is hereby amended by adding at the end thereof a new section to read as follows

Section 4 If after the payment of the Pennsylvania Estate Tax imposed by the act to which this is an amendment there shall be assessed an additional transfer inheritance tax not taken into account in determining the amount of the Pennsylvania Estate Tax previously determined and paid so much of the Pennsylvania Estate Tax as had been previously determined and paid as may be necessary shall be credited against any such additional transfer inheritance tax so assessed

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Willson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1338, as follows:

An Act making an appropriation to the Department of Health for the purpose of providing vaccine for certain persons assumed to be in danger of hydrophobia or rabies except in cities where dog license fees are paid into the city treasury

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of eight thousand five hundred dollars (\$8500) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Health for the fiscal biennium beginning the first day of June one thousand nine hundred forty-seven for the purpose of providing vaccine for the treatment of persons who may be assumed to be in danger of hydrophobia or rabies by reason of having been bitten by or having had probable infectious contact with an animal believed to have been suffering from said disease and who would find it a financial handicap to purchase it themselves Such vaccine shall not be furnished in cities where dog license fees are paid into the city treasury

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Willson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1340, as follows:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of twelve million two hundred sixty-two thousand dollars* (\$12,262,000) or as much thereof as may be necessary is hereby appropriated to the Department of Welfare for the two fiscal years beginning June first one thousand nine hundred and forty-seven to be by it paid to the hospitals hereinafter designated in the amounts hereinafter specified for the purpose of the maintenance of such hospitals in the manner prescribed by law at the rate of five dollars and fifty cents (\$5.50) per diem for the medical and surgical services rendered to and maintenance of persons treated in such hospitals who are entitled to free service and for each day of part pay service such proportion of five dollars and fifty cents (\$5.50) per diem rate as the part of the regular charge which the person treated is not able to pay bears to the regular ward charge for free service except that no hospital shall receive compensation at a rate exceeding the actual cost of service per capita in its public ward

Abington Memorial Hospital	\$108,000.00
Adrian Hospital Association	50,000.00
Allegheny General Hospital	254,000.00
Allegheny Valley Hospital Tarentum	46,000.00
Allentown Hospital	200,000.00
Altoona Hospital	86,000.00
American Hospital for Diseases of Stomach	10,000.00
American Oncologic Hospital	24,000.00
Armstrong County Hospital	18,000.00
Barnes Simon M Memorial Hospital	\$9,000.00
Beaver Valley General Hospital	20,000.00
Belvedere Hospital, Pittsburgh	6,000.00
Berwich Hospital	25,000.00
Black F W Community Hospital	12,000.00
Blair J C Memorial Hospital	40,000.00
Bloomsburg Hospital	46,000.00
Braddock General Hospital	56,000.00
Bradford Hospital	42,000.00
Broad Street Hospital Philadelphia	20,000.00
(Jefferson Medical College of Philadelphia successor)	
Brookville Hospital	22,000.00
Brownsville General Hospital	38,000.00
Bryn Mawr Hospital	90,000.00
Butler County Memorial Hospital	44,000.00
Canonsburg General Hospital	22,500.00
Carbondale General Hospital	35,000.00
Carlisle Hospital	38,000.00
Centre County Hospital	35,000.00
Chambersburg Hospital	28,000.00
Charleroi-Monessen Hospital	35,000.00
Chester County Hospital West Chester	80,000.00
Chester Hospital	120,000.00
Chestnut Hill Hospital Philadelphia	36,500.00
Children's Heart Hospital Philadelphia	36,000.00
Children's Hospital of Philadelphia	130,000.00
Children's Hospital of Pittsburgh	137,000.00
Christian H Buhl Hospital Sharon	54,000.00
Citizens General Hospital New Kensington ..	50,600.00
Clearfield Hospital	60,000.00
Coatesville Hospital	58,000.00
Columbia Hospital Columbia	16,000.00
Columbia Hospital Wilkinsburg	22,000.00
Community General Hospital Reading	90,000.00

Community Hospital Kane	11,000.00
Conemaugh Valley Hospital	154,000.00
Corry Hospital Association	12,600.00
Crozier J Lewis Hospital	7,500.00
Delaware County Hospital	26,000.00
Eagleville Sanatorium for Consumptives	174,000.00
Easton Hospital	94,000.00
Elizabeth Steel Magee Hospital Pittsburgh ..	152,000.00
Elk County General Hospital	19,100.00
Ellwood City Hospital	13,600.00
Elm Terrace Hospital	6,400.00
Eye and Ear Hospital Pittsburgh	32,000.00
Frankford Hospital Philadelphia	87,000.00
Franklin City Hospital	25,000.00
F Douglass Memorial Hospital and Training School	38,000.00
Frick Henry Clay Memorial Hospital	22,000.00
Geisinger Geo F Memorial Hospital	82,000.00
General Hospital of Monroe County	30,000.00
Germantown Dispensary and Hospital	250,000.00
Good Samaritan Hospital Lebanon	76,000.00
Grandview Hospital Sellersville	20,000.00
Greene County Memorial Hospital	25,000.00
Greenville Hospital	9,000.00
Grove City Hospital	4,000.00
Hahnemann Hospital Philadelphia	284,000.00
Hahnemann Hospital Scranton	68,000.00
Hamot Hospital Association Erie	152,000.00
Hanover General Hospital	22,400.00
Harrisburg Hospital	154,000.00
Harrisburg Polyclinic Hospital	87,000.00
Homestead Hospital	58,000.00
Indiana Hospital	66,000.00
Jameson Memorial Hospital Association New Castle	26,000.00
Jefferson Medical College Hospital	416,000.00
Jersey Shore Hospital	8,000.00
Kane Summit Hospital Association	7,500.00
Lancaster County Tuberculosis Society Rossmere	71,500.00
Lancaster General Hospital	108,000.00
Lancaster Osteopathic Hospital Association ..	4,000.00
Lankenau Hospital Philadelphia	60,000.00
Latrobe Hospital	36,000.00
Lee Homeopathic Hospital Johnstown	32,000.00
Lewistown Hospital	86,000.00
Lock Haven Hospital	54,000.00
Lying-In Charity Hospital Philadelphia	88,000.00
Maple Avenue Hospital Association Dubois ..	23,000.00
Maternity Hospital Philadelphia	45,000.00
McKeesport Hospital	120,000.00
Meadville City Hospital	38,000.00
Memorial Hospital Association Monongahela City	15,000.00
Memorial Hospital of Chester County	39,000.00
Memorial Hospital of Roxborough Philadelphia	48,000.00
Mercy Hospital Altoona	46,000.00
Mercy Hospital & School for Nurses Philadelphia	108,000.00
Mercy Hospital Wilkes-Barre	124,000.00
Mid-Valley Hospital Blakely	40,000.00
Milliken A C Hospital Pottsville	40,000.00
Miners' Hospital of Northern Cambria	68,000.00
Montefiore Hospital Pittsburgh	114,000.00
Montgomery Hospital Norristown	58,000.00
Mount-Sinai Hospital Philadelphia	164,000.00
Nason Hospital Association Roaring Springs ..	39,600.00
Northern Liberties Hospital	28,000.00
Northeastern Hospital of Philadelphia	42,000.00
Northwestern General Hospital Philadelphia ..	26,400.00
Ohio Valley General Hospital	28,600.00
Oil City Hospital	32,000.00
Packer Robert Hospital Sayre	190,000.00
Passavant Hospital Pittsburgh	64,000.00

Pennsylvania Epileptic Hospital and Colony Farm	64,000.00
Pennsylvania Hospital of Philadelphia (Contributors)	256,000.00
Philadelphia College of Osteopathy Hospital	10,000.00
Phoenixville Hospital	24,000.00
Pittsburgh Hospital Association	98,000.00
Pittston Hospital Association	75,000.00
Port Allegheny Hospital	3,000.00
Potter County Memorial Hospital Coudersport	6,000.00
Pottstown Homeopathic Hospital	20,000.00
Pottstown Hospital	34,000.00
Pottsville Hospital	120,000.00
Presbyterian Hospital Pittsburgh	82,000.00
Providence Hospital of Beaver County	18,800.00
Quakertown Hospital Association	14,600.00
Reading Hospital	160,000.00
Renovo Hospital	12,800.00
Rochester General Hospital	42,000.00
Rush Hospital for Consumptives Philadelphia	114,000.00
Saint Christopher's Hospital for Children ..	92,000.00
Saint Francis' Hospital Pittsburgh	224,000.00
Saint John's General Hospital Pittsburgh	69,000.00
Saint Joseph's Hospital Carbondale	35,000.00
Saint Luke's Hospital South Bethlehem	144,000.00
Saint Luke's and Children's Medical Centre Philadelphia	126,000.00
Saint Vincent's Hospital Association Erie	134,000.00
Sewickley Hospital	30,000.00
Shady Side Hospital	117,000.00
Soldier's and Sailor's Memorial Hospital	5,000.00
Somerset Community Hospital	28,400.00
South Side Hospital Pittsburgh	96,000.00
Spencer Hospital Meadville	48,000.00
Stetson Hospital Philadelphia	18,600.00
Suburban General Hospital Bellevue	24,000.00
Sunbury Community Hospital	49,000.00
Taylor Hospital Association Taylor	47,600.00
Taylor Hospital Ridley Park	29,000.00
Temple University Hospital	230,000.00
Titusville Hospital	11,600.00
Tuberculosis League of Pittsburgh	120,000.00
Uniontown Hospital	100,000.00
University of Pennsylvania Hospital	376,000.00
University of Pennsylvania Graduate Hospital	232,000.00
Warne Lemos B Hospital and Clinic Inc Pottsville	4,000.00
Warner Annie M Hospital Gettysburg	14,000.00
Warren General Hospital	42,000.00
Washington Hospital	*66,000.00
Wayne County Memorial Hospital Honesdale ..	10,000.00
Waynesboro Hospital	22,000.00
Western Pennsylvania Hospital Pittsburgh ..	206,000.00
Westmoreland Hospital Association Greensburg	79,000.00
West Side Hospital Association Scranton	84,000.00
Wilkes-Barre General Hospital	230,000.00
Williamsport Hospital	142,000.00
Wills Hospital Philadelphia	134,000.00
Women's Homeopathic Hospital Philadelphia ..	95,000.00
Women's Hospital of Philadelphia	92,000.00
Women's Hospital Pittsburgh	12,800.00
Women's Medical College Hospital Philadelphia	100,000.00
Wyoming Valley Homeopathic Hospital	
Wilkes-Barre	68,000.00
York Hospital	142,000.00
Zem Zem Hospital for Crippled Children Erie ..	30,000.00

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally,

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahouser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsheer,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Kiehn,	Stevenson,	Wood, L. H.,
Joehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1345, as follows:

An Act to reenact and amend the title and the act approved the fourteenth day of May one thousand nine hundred forty-seven (Act No. 102 P. L.) entitled "An act to provide revenue by imposing a state tax payable by those herein defined as manufacturers and bottlers and by others of syrups and bottled soft drinks prepared used sold transported or delivered within the Commonwealth requiring persons as herein defined engaged in the manufacture bottling distribution sale and transportation of syrup and bottled soft drinks to secure permits prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax conferring powers and imposing duties on the Department of Revenue and those manufacturing bottling distributing selling and transporting syrup or bottled soft drinks taxable hereunder and providing penalties" by designating the nature of the tax by clarifying the provisions relating to the imposition thereof and by redefining certain terms

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title and all of the sections of the act approved the fourteenth day of May one thousand nine hundred forty-seven (Act No. 102 P. L.) entitled "An act to provide revenue by imposing a state tax payable by those herein defined as manufacturers and bottlers and by others of syrups and bottled soft drinks prepared used sold transported or delivered within the Commonwealth requiring persons as herein defined engaged in the manufacture bottling distribution sale and transportation of syrup and bottled soft drinks to secure permits prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax conferring powers and imposing duties on the Department of Revenue and those manufacturing bottling distributing selling and transporting syrup or bottled soft drinks taxable hereunder and providing penalties" are hereby reenacted and amended to read as follows

An Act to provide revenue by imposing [a state] an excise tax payable by those herein defined as manufacturers and bottlers [and by others] of [syrups and] bottled soft drinks and syrups as herein defined prepared used sold transported or delivered within the Commonwealth and by others requiring persons as herein defined engaged in the manufacture bottling distribution sale and transportation of syrup and bottled

soft drinks to secure permits prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax conferring powers and imposing duties on the Department of Revenue and those manufacturing bottling distributing selling and transporting syrup or bottled soft drinks [taxable hereunder] and providing penalties

Section 1 This act shall be known and may be cited as the "Soft Drink Tax Law"

Section 2 Definitions The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except when used to clearly indicate a different meaning

"Bottled Soft Drinks" Bottled soft drinks as referred to in this act shall include any and all non-alcoholic beverages whether carbonated or not such as soda water ginger ale coca cola lime cola pepsicola Dr Pepper fruit juice when any plain or carbonated water flavoring or syrup is added milk drinks when any flavoring or syrup is added cider cordial carbonated water orangeade lemonade root beer or any and all preparations commonly referred to as soft drinks of whatsoever kind which are closed and sealed in glass metal paper or any other type of containers or bottle and are further described to include any and all beverages commonly referred to as "soft drinks" which are manufactured with or without the use of any syrup The term "bottled soft drinks" shall not include natural undiluted fruit juice vegetable juice or fluid milk (not powdered or reconstituted) to which flavoring alone is added constituting a product containing not less than two and one-half (2½) per centum butterfat when bottled closed or sealed

"Syrup or Syrups" Syrup or syrups as referred to in this act shall be defined as being the compound mixture or basic ingredient practically and commercially usable in making mixing or compounding bottled soft drinks or non-bottled soft drinks by the mixing with same of carbonated or plain water ice fruit milk or any other product [or sundaes or other fountain products] among such syrups being such products as coca cola syrup chero-cola syrup lemon syrup vanilla syrup chocolate syrup cherry smash syrup rock candy syrup Dr Pepper syrup simple syrups and all other syrups prepared manufactured and practically and commercially usable for the purpose of mixing nonbottled soft drinks [making sundaes and other fountain products] or for [preparation] preparing or manufacturing bottled soft drinks

Simple syrup is further defined to mean any syrup made mixed compounded or manufactured by dissolving sugar and water or any other mixture which will create what is commonly referred to as "Simple Syrup" practically and commercially usable in mixing non-bottled soft drinks [making sundaes and other fountain products] or in bottling soft drinks

"Manufacturer" A person engaged in producing preparing manufacturing or bottling syrup for use sale delivery or consumption

"Bottler" A person engaged in manufacturing bottling preparing for market or segregating in sealed containers any soft drink

"Distributor" Any person engaged in the purchase or resale of syrups or bottled soft drinks in original containers or bottles as prepared for market

["Importer"] "Import" The act of any person who or which

1 [Imports] Brings or causes to be [imported] brought from any other state or territory of the United States or from any foreign country syrups or bottled soft drinks for his own use in the Commonwealth of Pennsylvania or for sale and delivery in and after reaching the Commonwealth other than in the original container or bottle

2 [Imports] Brings or causes to be [imported] brought from any other state or territory of the United States or from any foreign country syrups or bottled soft drinks for his own use in the Commonwealth of Pennsylvania or for sale or delivery therein after the same have come

to rest or storage therein whether or not in the original container or bottle

3 Purchases or receives syrups or bottled soft drinks in the original container or bottle in the Commonwealth of Pennsylvania for his own use or for sale and delivery therein from any person who has imported the same from a foreign country

4 Purchases or receives syrups or bottled soft drinks in the original container or bottle in the Commonwealth of Pennsylvania for his own use therein or for sale and delivery therein from any person who has imported the same from any other state or territory of the United States in case such syrup or bottled soft drinks have not prior to such purchase or receipt come to rest or storage in the Commonwealth of Pennsylvania

5 Receives and in any manner uses or distributes syrups or bottled soft drinks in the Commonwealth of Pennsylvania where the tax provided in this act has not been previously paid

"Person" An individual or an unincorporated association including a partnership a limited partnership or any other form of unincorporated enterprise owned by two or more individuals or a corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to a partnership limited partnership or any other form of unincorporated enterprise shall mean the partners or members thereof and as applied to corporations the officers thereof

"Stamp" The impression device stamp label or seal manufactured or printed as prescribed by the department by use of which the tax imposed or assessed hereunder is paid

"Crown" The crown or crowns by the use of which the tax imposed or assessed hereunder is paid

"Original Container" Bottle cask keg receptacle can or other container that has been securely capped sealed crowned or corked by the manufacturer or bottler

"Department" The Department of Revenue of this Commonwealth "Sale" Any transfer for consideration exchange barter gift offer for sale and distribution in any manner or by any means whatsoever

Section 3 Syrup and soft drink permits

(a) On and after the effective date of this act it shall be unlawful for any person to continue to engage in or thereafter to begin to engage in the manufacture bottling importing or the distribution of syrup or bottled soft drinks within this Commonwealth unless a syrup or bottled soft drink permit shall have been issued to him as hereinafter prescribed

(b) Every person desiring to continue to engage in or hereafter to begin to engage in the manufacture bottling importing or the distribution of syrup or bottled soft drinks within this Commonwealth shall file an application for a syrup or bottled soft drink permit or permits with the department Every application for syrup or bottled soft drink permit shall be made upon a form prescribed by the department and shall set forth the name under which the applicant transacts or intends to transact business and the location of his place of business within this Commonwealth If the applicant has or intends to have more than one place of business within the Commonwealth application shall state the location of each place of business If the applicant is an association the application shall set forth the names and addresses of the persons constituting the association and if a corporation the names and addresses of the principal officers thereof and any other information prescribed by the department for purposes of identification The application shall be filed by the owner if a natural person and in the case of an association by a member or partner thereof and in the case of a corporation by an executive officer thereof or some person specifically authorized by the corporation to file the application to which shall be attached the written evidence of his authority

At the time of making such application the appli-

cant shall pay to the department a permit fee of one dollar (\$1.00) for each permit

Upon the approval of the application and the payment of the permit fee or fees herein required the department shall grant and issue to each applicant a syrup or bottled soft drink permit for each place of business within this Commonwealth set forth in his application. Such permit or permits shall not be assignable and shall be valid only for the person or persons in whose name or names issued and for the transaction of business at the places designated therein and shall at all times be conspicuously displayed at the places for which issued

All permits shall expire on the thirty-first day of December next succeeding the date upon which they were issued unless sooner suspended surrendered or revoked for cause by the department

(c) Permits issued under the provisions of this act may be renewed annually before the first day of January upon application made to the department and the payment of a renewal fee of one dollar (\$1.00)

Whenever any permit issued under the provisions of this act is defaced destroyed or lost the department may issue a duplicate permit to the holder of the defaced destroyed or lost permit upon the payment of a fee of fifty cents (50c)

(d) The department may suspend or after a hearing revoke a syrup or bottled soft drink permit whenever advised that the holder thereof has failed to comply with any of the provisions of this act or any rules or regulations of the department prescribed adopted and promulgated under this act. Upon suspending or revoking any permit the department shall request the holder thereof to surrender to it immediately all permits or duplicates thereof issued to him and a holder shall surrender promptly all such permits to the department as requested. Whenever the department suspends a permit it shall notify the holder immediately and afford him a hearing if desired and if a hearing has not already been afforded. After such hearing the department shall either rescind its order of suspension or good cause appearing therefor shall continue the suspension or revoke the permit

Section 4 Imposition and rate of tax [on] for syrup and bottled soft drinks (a) Each manufacturer and bottler shall be subject to pay to the Commonwealth the excise taxes imposed by this section upon the producing manufacturing or segregating in this Commonwealth of all syrups and all bottled soft drinks [prepared manufactured or bottled in this Commonwealth] and every person who [ships or transports] imports syrups or bottled soft drinks into this Commonwealth for use sale delivery storage or consumption in this Commonwealth shall pay to the Commonwealth the taxes imposed in this section before such products are transported within this Commonwealth. Such excise taxes shall be measured at the rate of one half cent ($\frac{1}{2}c$) per fluid ounce or fraction thereof [on] for syrups and one cent (1c) [on each] per twelve (12) fluid ounces or fraction thereof [on] for bottled soft drinks

(b) Manufacturers bottlers and all persons who [bring] import syrups or bottled soft drinks into the Commonwealth shall be liable to the Commonwealth as taxpayers for the payment of the taxes imposed by this act

Section 5 Payment of tax by affixing stamps other evidence of payment penalties (a) The payment of the taxes herein provided shall be evidenced by the affixing of syrup or bottled soft drink stamps or crowns to the original containers or bottles in which all syrups or bottled soft drinks are placed received stored shipped or handled. Such stamps or crowns shall be affixed to each individual container or bottle of syrup or bottled soft drink by the manufacturers or bottlers of this Commonwealth within twenty-four (24) hours after such syrups or bottled soft drinks are placed therein and by manufacturers bottlers and other persons who import [or bring] any syrup or bottled soft drinks into this Com-

monwealth before the same are transported within this Commonwealth for use sale delivery storage or consumption therein. Nothing therein contained shall require stamps or crowns to be attached to containers or bottles of syrup or bottled soft drinks which are transported through this Commonwealth and which are not sold delivered or stored therein if transported in accordance with such rules and regulations as may be adopted by the department

The provisions of this section with reference to the stamping or crowning of syrup shall not apply (1) to syrup to be used by bottlers in the manufacture of bottled soft drinks or (2) to syrup in original containers to which stamps or crowns have been once affixed as required herein regardless of how often the syrup in such original containers may be sold or resold within this Commonwealth

The provisions of this section with reference to the stamping or crowning of bottled soft drinks shall not apply to bottled soft drinks to which stamps or crowns have been once affixed as required herein regardless of how often the soft drinks in their original containers or bottles may be sold or resold within the Commonwealth

(b) It is the intent and purpose of this section to require all manufacturers bottlers and other persons except as provided in clause [(A)] (a) to affix the stamps or crowns provided for in this act to all original containers or bottles in which syrups or soft drinks are normally placed prepared for market received sold or handled before such products are transported within the Commonwealth

(c) If it is established to the satisfaction of the department that due to economic conditions or due to existing stocks of unstamped crowns in the possession of manufacturers or bottlers on the effective date of this act or due to unavailability of material it is impractical to use syrup or soft drink tax crowns or stamps the department is hereby authorized and required to provide by regulation some other means of evidence of payment of the tax imposed or assessed by this act

(d) Except as provided in clause (c) any manufacturer bottler or person who shall prepare manufacture or use syrups or bottled soft drinks or shall sell syrups or bottled soft drinks to bottlers distributors dealers or consumers without affixing to the original containers or bottles the stamps or crowns required by this act and any person who shall purchase receive transport store or sell any syrup or bottled soft drinks to which the stamps or crowns required by this act are not affixed shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced for the first offense to pay a fine of not less than one hundred dollars (\$100.00) or more than five hundred dollars (\$500.00) or to suffer imprisonment for a term not exceeding six (6) months or both in the discretion of the court and in the case of a conviction of a second or subsequent offense hereunder shall be sentenced to pay a fine of not less than two hundred dollars (\$200.00) or more than one thousand dollars (\$1000.00) and to suffer imprisonment for a term of not less than six (6) months or more than three (3) years

Section 6 Assessment on failure to pay tax procedure for assessment review (a) If any person shall fail to pay any tax imposed by this act for which he is liable the department is hereby authorized and empowered to make an assessment of additional tax due by each person based upon any information within its possession or that shall come into its possession

(b) Promptly after the date of such assessment the department shall send by registered mail a copy thereof to the person against whom it was made. Within ninety (90) days after the date upon which the copy of any such assessment was mailed such person may file with the department a petition for reassessment of such taxes. Every petition for reassessment shall state specifically the reasons which the petitioner believes entitle him to such reassessment and it shall be supported by affidavit that it is not made for the purpose of delay and that the

facts set forth therein are true It shall be the duty of the department within six (6) months after the date of any assessment to dispose of any petition for reassessment Notice of the action taken upon any petition for reassessment shall be given to the petitioner promptly after the date of reassessment by the department

(c) Within sixty (60) days after the date of mailing of notice by the department of the action taken on any petition for reassessment filed with it the person against whom such assessment was made may by petition request the Board of Finance and Revenue to review such action Every petition for review filed hereunder shall state specifically the reason upon which the petitioner relies or shall incorporate by reference the petition for reassessment in which such reasons shall have been stated The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true If the petitioner be a corporation joint-stock association or limited partnership the affidavit must be made by one of the principal officers thereof A petition for review may be amended by the petitioner at any time prior to hearing thereon as hereinafter provided The Board of Finance and Revenue shall act finally in disposition of such petitions filed with it within six (6) months after they have been received and in the event of the failure of said board to dispose of any such petition within six (6) months the action taken by the department upon the petition for reassessment shall be deemed sustained The Board of Finance and Revenue may sustain the action taken on the petition for reassessment or it may reassess the tax due upon such bases as it shall deem according to law and equity Notice of the action of the Board of Finance and Revenue shall be given by mail or otherwise to the department and to the petitioner

(d) Any person or the Commonwealth of Pennsylvania aggrieved by the decision of the Board of Finance and Revenue or by the Board's failure to act upon his petition for review within six (6) months may within sixty (60) days appeal to the Court of Common Pleas of Dauphin County from the decision of the Board of Finance and Revenue or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlement

(e) In all cases of petitions for reassessment review or appeal the burden of proof shall be upon the petitioner or appellant as the case may be

(f) Whenever any assessment of additional tax is not paid within ninety (90) days after the date thereof if no petition for reassessment has been filed or within sixty (60) days from the date of reassessment if no petition for review has been filed or within sixty (60) days from the date of the decision of the Board of Finance and Revenue upon a petition for review or the expiration of the Board's time for acting upon such petition if no appeal has been made and in all cases of judicial sales receiverships assignments or bankruptcies the department may call upon the Department of Justice to collect such assessment In such event in a proceeding for the collection of such taxes the person against whom they were assessed shall not be permitted to set up any ground of defense that might have been determined by the department the Board of Finance and Revenue or the courts as aforesaid The department may also provide adopt promulgate and enforce such rules and regulations as may be appropriate to prevent further shipment or transportation of syrup or bottled soft drinks into this Commonwealth by any person against whom such unpaid assessment shall have been made

Section 7 Sale stamps or crowns agents commissions discounts advances

The department shall prescribe prepare and furnish stamps or crowns of such denominations and quantities as may be necessary for the payment of the tax imposed and assessed by this act The department shall make

provision for the sale of such stamps or crowns in such places and at such times as it may deem necessary

The department may appoint persons within or without the Commonwealth as agents for the sale of stamps or crowns to be used in paying the tax herein imposed upon syrup or bottled soft drinks and whenever the department shall sell consign or deliver to any such agent any such stamps or crowns for sale or use such agent shall be entitled to receive as compensation for his services and expenses as such agent and to retain out of the moneys to be paid by him for such stamps a commission of one-half of one per centum on the face value thereof The department is hereby authorized and required to allow such commission or compensation in the settlement of the accounts of such agent upon payment by him into the State Treasury through the department of any moneys which may be or become due to the Commonwealth by reason of the sale delivery or consignment to such agent of such stamps or crowns

The department is hereby authorized and required to allow to each purchaser of tax stamps or tax crowns a discount of eight (8) percentum of the purchase price of the tax value of stamps or crowns purchased upon the payment by him into the State Treasury through the department of any moneys due to the Commonwealth by reason of the sale delivery or consignment to such purchaser of such stamps or crowns

The said discount shall be allowed by the department in lieu of any claim for refund by reason of (1) the breakage or destruction of containers stamped or crowned as provided in this act in possession of the purchaser or (2) the loss or destruction of tax stamps or tax crowns

The department is hereby authorized and required in proper cases and upon application to advance to manufacturers and bottlers of syrup or bottled soft drinks tax crown or tax stamps for a period not exceeding thirty (30) days in such amount or of such tax value as shall be determined by the department upon consideration and determination of the following (1) the applicant's satisfactory credit rating (2) the applicant's average monthly rate of use of stamps or crowns and (3) the applicant's average monthly credit extension on accounts receivable for syrups or bottled soft drinks sold The department shall further require the applicant to file a bond in the form prescribed by the department in twice the amount of the tax value of the stamps or crowns to be advanced

Section 8 Manner of affixing stamps

Stamps shall be affixed in such manner as shall be prescribed by regulations adopted and promulgated by the department

Section 9 Reports to Department of Revenue by manufacturers bottlers etc records

For the purpose of verifying the stamp or crown requirements it shall be the duty of every manufacturer bottler distributor and importer on or before the tenth (10) day of the succeeding month to transmit to the department a report under oath or affirmation of syrups or bottled soft drinks prepared for market or which were imported and came to rest or storage at his place of business in this Commonwealth during the preceding month or which were transported from a point outside the Commonwealth to a point within the Commonwealth Such report shall show the number of ounces of syrup and the number of bottled soft drinks together with the number of fluid ounces contained therein prepared for market imported transported or stored during the period for which it is made and such further information as the department shall prescribe Each manufacturer bottler distributor and importer shall maintain and keep for a period of two years such record or records of syrup or soft drinks prepared manufactured bottled or transported from a point outside the Commonwealth to a point within the Commonwealth or imported together with invoices bills of lading and other pertinent papers as may be required by the department

Section 10 Examination of records and stock

The department or any agent appointed in writing by it is hereby authorized to examine the books papers invoices and other records and the stock of syrup or bottled soft drinks in and upon any premises where the same are placed stored or sold and in or on any car vessel truck vehicle or other means of transportation to verify the payment of or liability for the tax imposed by this act Any person in possession of such syrup or bottled soft drinks is hereby directed and required to give to the Secretary of Revenue or his duly authorized representative the means facilities and opportunities for such examination The department or any of its duly authorized agents is hereby authorized to confiscate any syrups or bottled soft drinks stored sold or transported in violation of the provisions hereof

Section 11 Purchase and use of stamps or crowns by foreign producers manufacturers bottlers etc

Producers manufacturers bottlers or other vendors of syrup or bottled soft drinks from without this Commonwealth shall purchase stamps or crowns from the department and affix them in the manner prescribed by the department to original containers or bottles of syrups or bottled soft drinks to be sold delivered or transported for delivery in this Commonwealth

Section 12 Refund on shipment to other states on sales to organizations of Army and Navy personnel on products destroyed by fire flood or disaster

(a) In case any syrup or bottled soft drinks upon which stamps or crowns have been placed by a manufacturer or bottler have been sold or shipped by him to a licensed or regular dealer in such syrups or bottled soft drinks in another state such manufacturer or bottler in this Commonwealth shall be entitled to a refund of the actual amount of tax paid by him upon condition that the seller in this Commonwealth shall make affidavit that the syrups or bottled soft drinks were so sold and shipped and that he shall furnish from the purchaser an affidavit or in cases where the total purchase price is five dollars (\$5.00) or less a written certificate in lieu of an affidavit from the purchaser upon satisfactory proof that such affidavit or certificate cannot be obtained other evidence satisfactory to the department that he has received such syrups or bottled soft drinks for sale or consumption outside the Commonwealth and the amount of stamps or crowns thereon together with the name and address of the purchaser

(b) In case any syrups or bottled soft drinks upon which stamps or crowns have been placed by the manufacturer or bottler have been sold to commissaries ships' stores or voluntary unincorporated organizations of the Army or Navy personnel operating under regulations promulgated by the Secretary of War or the Secretary of the Navy such manufacturer or bottler shall be entitled to a refund of the actual amount of the tax paid by him upon condition that he shall make affidavit and furnish proof that the syrup or bottled soft drinks were so sold

(c) In case any syrups or bottled soft drinks upon which stamps or crowns have been placed by an out-of-state manufacturer or bottler and subsequently sold by an importing distributor to commissaries ships' stores or voluntary unincorporated organizations of the Army or Navy personnel operating under regulations promulgated by the Secretary of War or the Secretary of the Navy such manufacturer or bottler shall be entitled to a refund of the actual amount of the tax paid by him upon condition that he shall make affidavit and furnish proof that the syrup or bottled soft drinks were so sold

(d) In case any syrups or bottled soft drinks upon which stamps or crowns have been placed by a manufacturer or bottler have been destroyed by fire flood or disaster he shall be entitled to a refund of the actual amount of tax paid by him upon condition that he shall make affidavit that such syrup or bottled soft drinks were so destroyed and shall also furnish the department with

such other proof as the department shall require In each of the above cases the department shall with the approval of the Board of Finance and Revenue issue to the manufacturer or bottler stamps or crowns of sufficient value to cover the refund The procedure for refund in any case shall be completed by the Department of Revenue and the Board of Finance and Revenue within sixty (60) days after the proper affidavits have been filed with the department

Section 13 Regulations for shipments out of state

The department may promulgate rules and regulations to relieve manufacturers or bottlers from affixing the stamps or crowns on such goods as are sold and shipped to points outside this Commonwealth

Section 14 Penalty for acceptance without stamps or crowns prima facie evidence penalty for failure to obtain permit penalty for violations counterfeiting or wrongful use of stamps

(a) Except as otherwise provided in this act it shall be unlawful for any person to accept delivery of [taxable] syrups or bottled soft drinks as defined in this act in containers or bottles upon which stamps or crowns are not affixed and perforated or cancelled in the manner prescribed by the regulations of the department Such acceptance shall be a misdemeanor and upon conviction thereof in a summary proceeding before a magistrate alderman or justice of the peace such persons shall be fined ten dollars (\$10.00) for each container or bottle so accepted and in default of payment thereof shall undergo imprisonment for not more than five (5) days for each container or bottle so accepted Possession of syrups or bottled soft drinks in containers or bottles upon which stamps or crowns are not affixed and perforated or cancelled in the manner prescribed by the regulations of the department shall be prima facie evidence of violation of this section

(b) Any manufacturer bottler distributor or other person who or which is not a holder of a permit or permits as required by this act and who or which engages in the preparation manufacture bottling sale distribution or transportation of syrup or bottled soft drinks shall upon conviction in a summary proceeding be sentenced to pay a fine of twenty-five dollars (\$25.00) and costs of prosecution and in default of payment thereof to undergo imprisonment for not more than ten (10) days

(c) Any person who shall fail neglect or refuse to comply with or shall violate any provisions of this act for which violation no specific penalty is provided or any of the rules and regulations prescribed adopted and promulgated by the department under the provisions of this act or who shall refuse to permit the department or any agent appointed by it in writing to examine his books papers invoices and other records his stock of syrups or bottled soft drinks in and upon any premises where the same are prepared manufactured bottled stored and sold in or on any car vessel truck vehicle or other means of transportation and his equipment pertaining to the manufacture transportation storage or sale of syrups or bottled soft drinks [taxable under] as defined in this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars (\$100.00) or more than five hundred dollars (\$500.00) or to suffer imprisonment of not more than six (6) months or both in the discretion of the court

(d) Any person who falsely or fraudulently makes forges alters or counterfeits any stamp or crown prescribed by the department under the provisions of this act or causes or procures to be falsely or fraudulently made forged altered or counterfeited any such stamp or crown or who knowingly and wilfully utters publishes passes or tenders as true any such false altered forged or counterfeited stamp or crown with intent to utter publish pass or tender such stamp or crown as true or who uses more than once any stamp or crown provided for and required by this act for the purpose of evading the tax

hereby imposed and assessed shall be guilty of a felony and upon conviction thereof shall be sentenced to suffer imprisonment for a term not exceeding ten (10) years or to pay a fine not exceeding five thousand dollars (\$5000.00) or both

Section 15 Enforcement of act rules and regulations

The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of taxes penalties and interest imposed by this act

The department is hereby authorized and directed to prescribe adopt promulgate and enforce rules and regulations relating to the transportation of syrups or bottled soft drinks through the Commonwealth and from points outside of the Commonwealth to points within the Commonwealth and to prescribe adopt promulgate and enforce rules and regulations reciprocal to those of or laws of any other state or territory affecting the transportation of syrups or bottled soft drinks manufactured in [Pennsylvania] this Commonwealth

Section 16 Disposition of taxes and fines

All taxes fines penalties and interest received collected or accruing under the provisions of this act shall be paid into the general fund of the State Treasury by and through the department

Section 17 Constitutionality

The provisions of this act are severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 18 Effective date

This act shall become effective on the first day of June one thousand nine hundred forty-seven and shall continue in effect until and including the thirty-first day of May one thousand nine hundred forty-nine

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time,
On the question,

Will the Senate agree to the bill on third reading?

Mr. DENT. Mr. President, I just want to let the Democratic Senators at least know what this bill is. This is an old friend come back after having had a hair cut, but that does not change the picture except to make it look a little different. This is the same bill that was before us a few weeks ago, putting a tax on soda pop and simple syrups—someone has suggested to me in an undertone it is a simple tax.

Mr. President, the only thing I have to say in this matter is that this bill represents a bad piece of legislation and no matter how it is amended or changed it will still represent and unthoughtful, uncalled for, punitive and discriminatory tax.

I say to the members of the Senate that then the Democratic minority called attention to the fact that the original bill was faulty and badly drafted and contained within its structure certain features that would cause the courts to suspicion, and suspect that it would not be declared constitutional, and therefore, Mr. President, this bill is now before us again, doing exactly what the Democratic minority tried to do—we called to your attention that no matter how partisan you may be, you must still recognize that the courts of the land will always

review our work. This is still a bad bill and still ought to be voted down.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—35

Becker,	Farrell,	Mahany,	Wade,
Berger,	Frazler,	Mallery,	Wagner.
Blass,	Geltz,	Margie,	Walker.
Carr,	Hare,	Scarlett,	Watson,
Chapman.	Heyburn,	Snowden,	Wilson,
Crider.	Homsher,	Stevenson.	Wolfe,
Crowe,	Kephart,	Tallman.	Wood, L. H.,
Doehla,	Letzler,	Taylor,	Wood, T. N.,
Donlan,	Lord,	Tyler,	

NAYS—13

Barr,	Holland,	Lane,	Stiefel.
Dent,	Jaspan.	Rahauser,	Tarr,
DiSilvestro	Klein,	Rosenfeld,	Woodring.
Haluska,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

HOUSE BILL No. 26 CALLED FROM THIRD READING POSTPONED CALENDAR

Mr. WALKER. Mr. President, I call from the Third Reading Postponed Calendar, House Bill No. 26, for consideration at this time.

Mr. President, I would like to say, in explanation to the members of the Senate, that this bill has been held on the postponed calendar because the same phraseology is in the Penal Code, which passed the Senate and was sent over to the House and in case the Penal Code does not get to the Governor's desk I would like to have the opportunity of having the Senate pass on this legislation.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 26, as follows:

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" prohibiting the unauthorized wearing of insignia or selling of the official flower of the American Veterans of World War II (AMVETS) or of the Marine Corps League and including such organizations among those whose members may wear military uniforms for certain purposes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections eight hundred eighty-nine and eight hundred ninety-one of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend

and revise the penal laws of the Commonwealth" are hereby amended to read as follows

Section 889 Illegally Wearing Military Insignia Whoever wilfully wears the insignia badge shield or button of the Loyal Legion of the United States or the Grand Army of the Republic or the Union Veteran Legion or the Order Sons of Veterans or the Spanish-American War Veterans or the Society of Spanish-American or Philippine Wars or the American Legion or the Veterans of Foreign Wars of the United States or the Disabled American Veterans of the World War on the American Veterans of World War II (AMVETS) or the Marine Corps League or the official decorations of any of said organizations or uses the same to obtain aid or assistance unless he is entitled to use or wear the same under the constitution and by-laws rules and regulations of such organizations is guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not to exceed one hundred dollars (\$100) or be imprisoned for a period not to exceed sixty (60) days or both

Section 891 Illegally Wearing Military Uniform Whoever wears the uniform or any distinctive part thereof of the United States Army Navy Marine Corps Revenue Cutter Service or Coast Guard or of the National Guard while soliciting alms or while engaged for personal profit in selling merchandise or taking orders for the same or while engaged for personal profit in seeking or receiving contributions in support of any cause enterprise or undertaking or while engaged in soliciting or receiving subscriptions to any book paper or magazine unless said wearer is a duly authorized solicitor of the Grand Army of the Republic the United Spanish War Veterans the Veterans of Foreign Wars of the United States the American Legion or the Disabled American Veterans of the World War or the American Veterans of World War II (AMVETS) or the Marine Corps League or any local branch camp or post thereof is guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one hundred dollars (\$100) or undergo imprisonment for not more than two (2) months or both

This section shall not apply to any member of the United States Army Navy Marine Corps Revenue Cutter Service or Coast Guard or to any member of the National Guard while in service

Section 2 Section eight hundred ninety-two of said act as amended by the act approved the twenty-fifth day of April one thousand nine hundred forty-five (P. L. 300) is hereby further amended to read as follows

Section 892 Illegal Sale of Veterans' Flowers Whoever imitates sells or offers to sell the labeled artificial flowers of the American Legion Veterans of Foreign Wars Spanish-American War Veterans American War Mothers [and] Disabled American Veterans of the World War and the American Veterans of World War II (AMVETS) and the Marine Corps League namely the poppy the buddy poppy carnation American War Mothers' carnation [and] the for-get-me-not the four leaf white clover and the poinsettia except on the day or days designated or appointed by the respective veterans' organizations to conduct such sales shall upon conviction in a summary proceeding be sentenced to pay a fine of not more than fifty dollars (\$50) and in default of the payment of such fine and costs shall be sentenced to imprisonment for ten (10) days

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn	Rahauser,	Wagner,

Chapman.
Crider.
Crowe.
Dent.
DiSilvestro.
Doehla,
Donlan,
Farrell.

Holland.
Homsher.
Japan.
Kephart.
Klein,
Lune,
Leader,
Letzler.

Rosenfeld,
Ruth,
Scarlett.
Snowden.
Stevenson.
Stiefel.
Tallman.

Walker,
Watson,
Wilson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Woodring.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

REPORT OF COMMITTEE OF CONFERENCE
ON HOUSE BILL No. 826

Mr. GELTZ. Mr. President, I submit the report of the Committee of Conference on House Bill No. 826, entitled:

An Act relating to strikes by public employes, providing that such employes by striking terminate their employment; providing for reinstatement under certain condition and prohibiting strikes by public employes.

The PRESIDENT. The report will lie over for printing under the rules.

Mr. GELTZ. Mr. President, this report has been signed only by the majority members, and not by the minority members.

RECESS

Mr. TALLMAN. Mr. President, I move that the Senate do now take a recess for thirty minutes.

Mr. TAYLOR. Mr. President, I second the motion. The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

PERMISSION TO ADDRESS SENATE

Mr. HALUSKA asked and obtained unanimous consent to address the Senate.

Mr. HALUSKA. Mr. President, I would like to interrogate the gentleman from Lehigh.

The PRESIDENT. Will the gentleman from Lehigh permit himself to be interrogated?

Mr. TALLMAN. I will, Mr. President.

Mr. HALUSKA. I would like to ask the gentleman from Lehigh whether or not he can inform the members of the Senate as to when we can expect to adjourn this session?

Mr. TALLMAN. Mr. President, an adjournment resolution was presented last week and is now over in the House for concurrence and I certainly am not able to say what the House will do with regard to the adjournment resolution.

Mr. HALUSKA. Mr. President, I do not intend to be smart and I certainly am sincere. I, like many of my colleagues, have my work at home but I realize we have certain obligations here—that applies to the gentleman from Lehigh as well as anyone else—but I am raising the question now, if Mr. Tallman does know

we can not adjourn tomorrow night, to leave us know in due time so that we may go back home and come back on Sunday or Monday, when we might be able to accomplish something, but it is unfair to have to hang around here in the wee hours of the morning when we are not in proper condition to work. Somebody really ought to know whether we are going to adjourn tomorrow night or whether we must come back after tomorrow night. To me it makes no difference as long as I know.

Mr. TALLMAN, to the best of your knowledge do you think we may come back here Monday for another day?

Mr. TALLMAN. Mr. President, I think the gentleman from Cambria has been in the Legislature long enough to realize what the situation is at this time.

I want to say, Mr. President, that I am only hopeful that the session may be adjourned, but that can only be determined tomorrow when we will have further opportunity to consult with the gentlemen in the House.

I assure the gentleman from Cambria as soon as I have any definite word as to the situation he, as well as every other member of this Senate, will be apprised of it. I also want to say to the gentleman there is nobody on this side that likes the uncertainty of the situation any more than he does and we are just as anxious to get out of here as he is, just as soon as we possibly can.

REPORT FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Appropriations, re-reported as amended, House Bill No. 1343, entitled:

An Act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-seven, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-seven.

CALENDAR

SECOND READING CALENDAR BILL RECOMMITTED

Mr. TALLMAN. Mr. President, I move that House Bill No. 83, on second reading, entitled:

An Act to further amend subsection (a) of section six hundred fourteen of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence im-

posing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by providing for the compulsory three year revocation of operator's license on second conviction of operating a motor vehicle while under the influence of intoxicating liquor or narcotic or habit producing drug.

be recommitted to the Committee on Highways.

Mr. SNOWDEN. Mr. President, I second the motion. The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 116, entitled:

An Act to further amend Article III of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" requiring a certain number of members of the General Assembly as additional members on all independent boards and commissions and repealing certain inconsistent provisions thereof

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 492, entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers

departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by increasing the compensation and raising the maximum compensation in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 505, entitled:

An Act empowering cities of the second class to levy assess and collect or to provide for the levying assessment and collection of additional taxes for general revenue purposes and permitting penalties to be imposed and enforced

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. GELTZ offered the following amendment:

Amend section 1, page 2, line 9, by inserting after the word "fee" the following: "nor have authority to levy, assess or collect a tax on gross receipts from utility service of any person or company whose rates and services are fixed and regulated by the Pennsylvania Public Utility Commission nor have authority except on sales of admission to places of amusement or on sales or other transfers of title or possession of property to levy, assess or collect a tax on the privilege of employing such tangible property as is now or does hereafter become subject to a State tax."

It was agreed to.

The section was agreed to as amended.

The second, third and fourth sections and title were read and agreed to.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 544, entitled:

An Act to further amend section one thousand four hundred thirteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing special education for children afflicted with cerebral palsy in school districts other than in cities of the first class

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. TALLMAN. Mr. President, I move that House Bill No. 551, on second reading, entitled:

An Act to further amend the title of and the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1286) entitled as amended "An act empowering cities boroughs incorporated towns and townships to charge and collect annual rentals for the use of certain sewers sewage systems and treatment works including charges for operation inspection maintenance repair depreciation and the amortization of indebtedness and interest thereon" granting to municipalities as defined and to authorities power to charge and collect from owners of and users of water in properties served annual rentals rates or charges for the use of certain sewers sewerage systems and sewage treatment works and special assessments for the design and construction thereof authorizing municipalities to contract with authorities for sewer sewerage and sewage treatment services and to convey to such authorities their water supply systems sewers sewerage systems and sewage treatment works clarifying and extending the provisions thereof with respect to the purposes for which and the circumstances under which such rentals rates or charges may be imposed and the proceeds thereof used adding purposes including the design and construction of new or additional sewers sewerage systems and the sewage treatment works authorizing the use of water revenues for such purposes authorizing water utilities as defined to perform billing and collecting services for such municipalities and authorities and conferring certain powers upon the Pennsylvania Public Utilities Commission in connection therewith authorizing the shut off of water supply in certain cases making it unlawful to discharge harmful industrial wastes into any municipal sewer and providing that the amendments shall not apply to cities of the first class or authorities operating in cities of the first class

be recommitted to the Committee on Local Government.

Mr. STEVENSON. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 556, entitled:

An Act to further amend the second paragraph of section one thousand four hundred four of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" empowering the State Council of Education to prescribe and adopt rules regulations standards and qualifications governing the transportation of pupils

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 568, entitled:

An Act establishing the Port of Chester

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 614, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 641, entitled:

An Act fixing the salary of county controllers in counties of the third, fourth, fifth and sixth, classes and repealing parts of acts inconsistent therewith

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 693, entitled:

An Act to amend section seven of the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1383) entitled "An act to protect the health safety and welfare of the public by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations defining the powers and duties of said board authorizing purchase or condemnation of necessary properties easements rights and right-of-ways and making an appropriation" authorizing the Water and Power Resources Board to sell waters from canals and to lease sell and convey real personal or mixed property acquired by it.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 700, entitled:

An Act authorizing and empowering city treasurers of cities of the second class to sell at public sale lands or real estate upon which the taxes, assessed and levied by the city or school district, are delinquent and unpaid; fixing the interests of all taxing authorities where such lands are purchased by the city; providing for the distribution of moneys received as income from or resale of such lands; and providing for a method of reselling such lands purchased by the city, or by the city and school district within said city at any sale for the nonpayment of taxes, free and clear of all mortgages, ground rents, interest in or claims against said lands

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 726, entitled:

An Act to amend section two of the act approved the twelfth day of May one thousand nine hundred eleven (P. L. 295) entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one providing for the levy collection and disbursement of taxes and water-rents or rates and conferring certain powers and duties in reference thereto upon the city treasurer the board of water assessors and the collector of delinquent taxes and repealing certain acts relating to matters herein provided for" by fixing a limit for taxes to be levied on real estate

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 768, entitled:

An Act to add section one thousand six hundred ten point one to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing the teaching of safe driving of automobiles

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 805, entitled:

An Act to amend section twenty-five of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and de-

fining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" increasing the salaries of members of the commission

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 822, entitled:

An Act to add section four point one to the act approved the first day of June one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties" limiting and regulating the liability of chattels for subsequent purchases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 823, entitled:

An Act to add section eleven point one to the act approved the twelfth day of May one thousand nine hundred twenty-five (P. L. 603) entitled "An act concerning conditional sales and to make uniform the law relating thereto" limiting and regulating liability of goods for subsequent purchases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 824, entitled:

An Act limiting and regulating liability of goods wares and merchandise purchased under bailment lease contracts for subsequent purchases and limiting the rights of bailors in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 876, entitled:

An Act empowering all corporations incorporated under the laws of the State of Pennsylvania for purposes not for profit to change alter and amend by by-laws such provisions of their charters as are purely administrative and validating such changes alterations and amendments heretofore made.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 878, entitled:

An Act to further amend sections twenty-one of the act, approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the 'Pennsylvania Board of Parole'; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed upon probation in certain designated cases; providing for the method of appointment of its members, regulating the appointment, removal and discharge of its officers, clerks and employes; dividing the Commonwealth into administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employes thereof making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," further defining the jurisdiction, duties, powers and functions of the Pennsylvania Board of Parole.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 896, entitled:

An Act to further amend section one of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" providing a monthly expense allowance for members of the General Assembly.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. LLOYD H. WOOD offered the following amendments:

Amend sec. 1, page 2, lines 1 to 16 inclusive, by striking out the words "Section one of the act approved the twenty-fourth day" in line 1, and all of lines 2 to 16 inclusive; Amend sec. 1 (Sec. 1), page 3, lines 1 to 8, by striking out all of lines 1 to 7 inclusive, and the words "tion shall be allowed whatever [except]" in line 8; Amend sec. 1 (Sec. 1), page 3, lines 8 to 12, by removing the underscoring beneath the words "each member of the" in line 8, beneath all of the words in lines 9 to 11 inclusive, and beneath the part-word "mium" in line 12. Amend sec. 1 (sec. 1), page 3, line 11, by inserting after the word "month" the following: "for each month or part of a month when the General Assembly is not in regular biennial or special session"; Amend sec 1 (Sec. 1), page 3, lines 12 to 14, by striking out the words "and one hundred and fifty dollars (\$150) in postage for each" in line 12, and all of lines 13 and 14.

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the Senate agree to the section?

Mr. LLOYD H. WOOD offered the following amendment:

Amend sec. 2, page 3, line 16, by striking out the word "first" and inserting in lieu thereof "fifteenth."

It was agreed to.

The section was agreed to as amended.

The third section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. LLOYD H. WOOD offered the following amendment:

Amend title, page 1, lines 1 to 7 of title on said page, by striking out all of said lines.

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. TALLMAN. Mr. President, I move that House Bill No. 949, on second reading, entitled:

An Act to authorize political subdivisions and agencies thereof and municipality authorities to participate in the Federal Social Security program in order to secure coverage for their officers and employees under the old-age and survivors insurance provisions of the Federal Social Security Act upon the extensions of the provisions of such Federal act to include such persons.

be recommitted to the Committee on State Government.

Mr. HEYBURN. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 982, entitled:

An Act to amend section one of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of chiropody and providing penalties by further defining chiropody.

And said bill having been read at length the second time and agreed,

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING AMENDED

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1090, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for medical examiners in lieu of medical inspectors and prescribing their duties making mandatory the employment of a school nurse and repealing provisions relating to medical inspections and reports of medical inspectors.

The first section was read.

On the question,

Will the Senate agree to the section?

Mr. HOMSHER offered the following amendment:

Amend Sec. 1 (Sec. 1242.1), page 3, line 15, by inserting after the word "hundred" the following: "The reimbursement provided for by this section shall be paid by the Department of Health out of any money appropriated to said department for administering the School Health Act; and for such purposes as much of any such money as is necessary is hereby reappropriated."

It was agreed to.

The section was agreed to as amended.

The second, third and fourth sections were read and agreed to.

The fifth section was read.

On the question,

Will the Senate agree to the section?

Mr. HOMSHER offered the following amendment:

Amend Sec. 5 (Sec. 1515.1), page 8, line 17, by inserting after the word "Assistance" the following "Provided, however, That during the biennium beginning the first day of June, one thousand nine hundred forty-seven not more than five hundred thousand dollars (\$500,000) shall be spent by the Department of Public Assistance for such necessary medical, dental or surgical care."

It was agreed to.

The section was agreed to as amended.

The sixth section was read and agreed to.

The title was read.

On the question,

Will the Senate agree to the title?

Mr. HOMSHER offered the following amendment:

Amend Title, page 2, line 3 from end of title, by inserting after the word "THEREFOR" the following: "imposing certain duties upon the Department of Health, Department of Public Instruction, Department of Public Assistance, and State Board of Public Assistance"

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time, and agreed to as amended,

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1114, entitled:

An Act to amend thereof section four hundred seven-teen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contents creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying, revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" further regulating the compensation of watchers.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1120, entitled:

An Act to amend section eighteen of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" making special provisions for manner of registration in boroughs towns and townships of less than a certain population in certain counties.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1162, entitled:

An Act to further amend subsection (b) and to amend the last paragraph of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contents creating and denying membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and, repealing certain acts and parts of acts relating to elections" further providing for payment of filing fees in certain cases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1165, entitled:

An Act to further amend section five hundred forty-five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" increasing the pay of auditors

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS RECOMMITTED

Mr. TALLMAN. Mr. President, I move that House Bill No. 1170, on second reading, entitled:

An Act relating to alcoholic liquors alcohol and malt and brewed beverages amending revising consolidating and changing the laws relating thereto regulating and restricting the manufacture purchase sale possession consumption importation transportation furnishing holding in bond holding in storage traffic in and use of alcoholic liquors alcohol and malt and brewed beverages and the persons engaged or employed therein defining the powers and duties of the Pennsylvania Liquor Control Board providing for the establishment and operation of State liquor stores for the payment of certain license fees to the respective municipalities and townships for the abatement of certain nuisances and in certain cases for search and seizure without warrant prescribing penalties and forfeitures and repealing existing laws

be recommitted to the Committee on Law and Order.

Mr. LETZLER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. DENT. Mr. President, before the vote is taken I just want to comment that there was one injustice that

I personally know of in the method of liquor control in this Commonwealth that I thought perhaps this bill would correct and in looking the bill over I find it would have corrected it—that is the matter of the size of the bottles or packages.

Mr. President, there has been a new development in the bottling of beer since the original liquor control bill was passed, and we have in Pennsylvania at least one very fine brewery nestling in the foothills of the Alleghenies, known as the Old Liberty, which makes a very fine product called Rolling Rock and this beer is put up in a small bottle, in a seven-ounce bottle, and under the law as it is today, Mr. President, this brewery has to operate under a terrible handicap because they are not permitted to sell their beer by case lots—they have to sell their beer in two-case lots on account of the restrictions in the number of ounces allowed under the law.

There may be, and probably are, some bad features in any piece of legislation that covers so great a field as liquor control or malt beverages, and therefore, although there may be some specific reasons, I still can not understand how this bill can be so bad that any group would be in a position to have this bill sent back to be killed. Mr. President, one or two bad features in the bill could have been amended out. I think if the Legislature wanted to correct some of the bad features, such as appeals to courts and other items in the law that perhaps ought to be corrected, that ought to be done.

I was very much surprised to find, Mr. President, that the Pittsburgh Press tonight gives this particular bill that is now being sent back to committee a half-page editorial, calling attention to the fact that this bill would attempt to clear up the confusion as to whether clubs should be considered on a straight club quota basis.

There are many features in this bill I think are worthwhile. However, the majority thinks this is not the time for the passage of this bill. I want to say, Mr. President, it is a sad thing that always in the last hours of a legislative session some of the most important legislation to be dealt with in the entire session comes before us.

I am not going to insist on a roll call because I understand this is caucus action and therefore it would only be wasting the time of the Senate.

I object to this discrimination against this brewery in Pennsylvania, and others like it, which will have to continue at least for the next two years to fight against odds competitively in the market.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the affirmative.)

Mr. TALLMAN. Mr. President, I move that House Bill No. 1200, on second reading, entitled:

An Act to provide for preparation for a State frequency-modulation radio network to be licensed by the Federal Communications Commission for non-commercial educational service exclusively authorizing the survey of broadcasting sites for the construction of a master station and subsidiary stations as may be needed for state-wide coverage creating within the Department of Public Instruction a Division of Radio and Audio-Visual Education establishing within such division a lending library of recording scripts films and slides conferring powers and imposing duties upon the superintendent and

Department of Public Instruction and appropriating funds for such developments

be recommitted to the Committee on Appropriations.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1219, entitled:

An Act to further amend the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2460) entitled "An act creating a joint legislative commission to be known as the Joint State Government Commission providing for the appointment of its members and defining its powers and duties" by further defining the powers and duties of the commission

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1303, entitled:

An Act providing for the fixing and equalization of salaries for tipstaves in the courts of common pleas over and terminer and general jail delivery quarter sessions of the peace County Court of Allegheny County and orphans' courts in counties of the second class

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1308, entitled:

An Act providing for the acquisition by the Department of Forest and Waters in the name of the Commonwealth of certain lands in Carbon County for use as a State Park and recreation area providing for the management of said property by said department and defining the uses to which the property shall be put and making an appropriation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1346, entitled:

An Act relating to the annual salaries of certain county officers of counties of the second class

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 1347, entitled:

An Act relating to the annual salaries of certain county officers of counties of the third class
And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 1348, entitled:

An Act relating to the annual salaries of certain county officers of counties of the fourth class
And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 1349, entitled:

An Act relating to the annual salaries of certain county officers of counties of the fifth class
And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 1350, entitled:

An Act relating to the annual salaries and compensation of certain county officers of counties of the sixth class
And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 1351, entitled:

An Act relating to the annual salaries and compensation of certain county officers of counties of the eighth class
And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 1352, entitled:

An Act relating to the annual salaries and compensation of certain county officers of counties of the seventh class

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 1353, entitled:

An Act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act requiring backfilling of strip-ping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters providing for appeals and imposing penalties and making appropriations

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,
The Senate proceeded to the second reading and consideration of House Bill No. 1041, entitled:

An Act to provide for the minimum salaries qualifications classification leaves of absence and regulations of the administrative officers heads of special service departments and faculties of state teachers colleges

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

FIRST READING CALENDAR

BILL ON FIRST READING

Agreeably to order,
The Senate proceeded to the first reading and consideration of House Bill No. 1193, entitled:

An Act authorizing public utility corporations engaged in transmitting electricity or transporting steam water gas oil or gasoline by pipe to obtain rights of way across public property in Cities of the First Class upon the consent of such city

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. TALLMAN. Mr. President, I move that the Senate do now adjourn until Saturday, June 14, 1947, at 12:00 o'clock, M., Eastern Standard Time.

Mr. WOLFE. Mr. President, I second the motion.
The motion was agreed to.

The Senate adjourned at 11:59 o'clock, p. m., Eastern Standard Time until Saturday, June 14, 1947, at 12:00 o'clock, M., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

FRIDAY, June 13, 1947.

The House met at 12:00 noon Eastern Standard Time. The SPEAKER (Franklin H. Lichtenwalter) in the Chair.

PRAYER

The Chaplain, Rev. Lester C. Updegrove offered the following prayer:

O Lord, our God, who hast the words of eternal life and the hope of the world, let us be reassured of Thy guidance that we may carry truth and right to their best results; so do Thou inspire us with faith and zeal. May we invite every prospect that makes life worth living. O Lord, help us to seek first and always the kingdom of righteousness. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Thursday, June 12, 1947.

The Clerk proceeded to read the Journal of Thursday, June 12, 1947, when, on motion of Mr. GUTHRIE unanimously agreed to, the further reading was dispensed with and the Journal approved.

SENATE MESSAGES

CONCURRENCE IN HOUSE RESOLUTIONS

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 12, 1947. Resolved, (if the Senate concurs), That House Bill No. 1098, Printer's No. 362, entitled "An act to further amend sections two and nine of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven, (P. L. 2051), entitled 'An act relating to public assistance; providing for and regulating assistance to certain classes of persons designated and defined as dependent children, aged persons, blind persons and other persons requiring relief; providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose; authorizing the Department of Public Assistance to cooperate with, and to accept and disburse moneys received from the United States Government for assistance to such persons; providing for the liquidation of the State Emergency Relief Board; Boards of Trustees of the Mothers' Assistance Fund, and Boards of Trustees of Pension Fund for the Blind, and repealing laws relating to mothers' assistance, pensions for the blind, old age assistance, and the State Emergency Relief Board,' changing the definition of 'Assistance' and eligible requirements for aged persons and other persons," be recalled from the Governor for the purpose of amendment.

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 12, 1947. Resolved, (if the Senate concurs), That House Bill No. 1099, Printer's No. 364, entitled "An act to amend section four hundred two of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven, (P. L. 2017), entitled 'An act creating in each county (except of the first class) as a separate corporation, and in each city of the first and second class as a part of the

city government, an institution district for the care and maintenance of certain indigent persons and children; prescribing the powers and duties of county commissioners, county treasurers, city departments of public welfare, the State Department of Welfare, and the State Department of Public Assistance in respect thereto; abolishing certain poor districts and terminating the terms of directors, overseers, guardians and managers of the poor and poor district auditors; and providing for the temporary employment of certain of them; providing for the transfer, vesting, sale and disposition of the property of poor districts and the payment of their obligations; imposing certain existing obligations on institution districts and on the Commonwealth; regulating the affairs of poor districts until abolished; revising, amending, changing and consolidating the law relating to the care of the poor and repealing existing laws,' by clarifying the powers and duties of the institution districts," be recalled from the Governor for the purpose of amendment.

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 72

An Act to further amend section three hundred twenty of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing for the payment of retirement allowances to widows of deceased county employes and for crediting employes with time heretofore or hereafter spent in military service in time of war or national emergency in counties of the second class

SENATE BILL No. 470

An Act authorizing the laying out and taking over by the Secretary of Highways with the approval of the Governor of new State highway routes in certain cases providing for their laying out opening construction reconstruction and maintenance at the expense of the Commonwealth and making an appropriation

SENATE BILL No. 478.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by extending the wartime purchasing powers of the Department of Property and Supplies for a period of not longer than two years after the state of war ceases; and by further prescribing the methods of making purchases and entering into contracts by the Department of Property and Supplies.

SENATE BILL No. 513.

An Act to further amend section one hundred thirty-three clauses (b) and (e) of section eight hundred fourteen sections one thousand four hundred four and one thousand four hundred six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" further regulating plans to merge and the merger of school districts transportation and routes and contracts pertaining thereto and authorizing transportation of pupils on tours to points within the Commonwealth

SENATE BILL No. 581.

An Act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said Authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act and making an appropriation to said authority to pay expenses incident to its formation

SENATE BILL No. 598.

An Act to further amend section six of the act approved the thirty-first day of May one thousand nine hundred and eleven (P. L. 468) entitled "An act providing for the establishment of a State Highways Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employees defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State highways of the Commonwealth providing for the improvement maintenance and repair of said State highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll roads forming all or part of any State highway and procedure therein providing for work of improvement of State highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or in-

corporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State highways and State-aid highways and kind of materials to be used in the improvements providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highways Department and improvement of roads and of all acts or parts of act inconsistent herewith and providing that existing contracts are not affected by provisions of this act" by changing certain routes

SENATE BILL No. 736.

An Act to further amend sub-section (a) of section 10 of the act approved the twenty-first day of May, one thousand nine hundred and thirty-one (P. L. 149), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power, providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards, imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," validating certain expenditures

The SPEAKER. The Chair requests the gentleman from Elk. Mr. Sorg, to preside.

Mr. SORG IN THE CHAIR.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 195

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 195, entitled:

An Act prohibiting discrimination in rate of pay because of sex conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties

And has appointed Messrs. Carr, Berger and Holland a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 826.

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 826, entitled:

An Act relating to strikes by public employes prohibiting such strikes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions and providing for hear-

ings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board

And has appointed Messrs. Geltz, Farrell and Dent a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 952.

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 952, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (P. L. 1937 page 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by further defining employes ineligible to compensation by providing for increases in the duration of benefits by changing the manner in which compromises are to be made and by providing a prison sentence for individuals fraudulently claiming benefits

And has appointed Messrs. Heyburn, Berger and Dent a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

AMENDED HOUSE BILLS RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 898.

An Act to further amend section five hundred thirty-two of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by permitting additional or increased appropriations by first class school districts in certain cases.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

The Clerk of the Senate being introduced, returned

bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1173.

An Act to amend the title of and the act, approved the fifth day of May, one thousand nine hundred twenty-seven (P. L. 817), entitled, "An act authorizing and regulating the growth, sale, and distribution of forest tree seedlings and transplants by the Department of Forests and Waters; regulating the use of such forest tree seedlings and transplants; and imposing duties upon the Department of Agriculture with regard to the enforcement of this act," by extending its provisions to include shrubs and vines under certain circumstances.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 168.

An Act providing for the issuance and sale of bonds by the Commonwealth of Pennsylvania for the construction of public buildings creating a special fund in the State Treasury to be known as the Public Buildings Construction Fund defining the powers and duties of the Governor the Auditor General the State Treasurer and the Board of Finance and Revenue in relation thereto providing for the payment of interest on and the redemption of such bonds and making an appropriation

HOUSE BILL No. 234.

An Act to amend section seven of the act approved the twenty-fourth day of July one thousand nine hundred forty-one (P. L. 490) entitled "An act relating to acknowledgements of written instruments and to make uniform the law with relation thereto" regulating acknowledgements of written instruments made by corporations.

HOUSE BILL No. 236.

An Act to amend subsections one and two of section nine of the act, approved the twenty-fourth day of July, one thousand nine hundred forty-one, (P. L. 490), entitled "An act relating to acknowledgements of written instruments, and to make uniform the law with relation thereto," defining how certificates of certain acknowledgements taken without the State shall be authenticated.

HOUSE BILL No. 247.

An Act making an appropriation to the C Dudley Saul Clinic of the Saint Luke's and Children's Medical Centre Philadelphia Pennsylvania for the purpose of research concerning the care and treatment of alcoholics the training of personnel and the maintenance of patients.

HOUSE BILL No. 275.

An Act to amend section twenty-seven and subsection (a) of section twenty-eight of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1132) entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrolment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the

conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" increasing the period of time in which removal notices and registration transfers must be made.

HOUSE BILL No. 330.

An Act to amend sections eight nine and fourteen of the act approved the fifth day of May one thousand nine hundred twenty-one (P. L. 389) entitled "An act to regulate and control the manufacture sale offering for sale giving away and use of weights and measurers and of weighing and measuring devices in the Commonwealth of Pennsylvania providing for the approval and disapproval of such weights measures and devices by the Bureau of Standards and prescribing penalties" providing for marking and changing penalties.

HOUSE BILL No. 331.

An Act to further amend clause (c) of section two of the act approved the twenty-third day of May one thousand nine hundred nineteen (P. L. 278) entitled "An act supplementary to an act approved the eleventh day of May one thousand nine hundred eleven entitled 'An act to provide for the appointment of county and city inspectors of weights and measures providing for their compensation and expenses prescribing their duties prohibiting vendors from giving false or insufficient weights and fixing the penalties for the violation of the provisions hereof' providing for the examination of the glassware used for testing milk and cream for butterfat with the Babcock test prohibiting the use of inaccurate testing glassware defining the term Standard Babcock Glassware and fixing penalties for the violations of the provisions of this act" regulating contents of Standard Babcock Pipette.

HOUSE BILL No. 360.

An Act to repeal certain statutes relating to weights and measures.

HOUSE BILL No. 392.

An Act to further amend section three of the act approved the eleventh day of May one thousand nine hundred eleven (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures providing for their compensation and expenses prescribing their duties prohibiting vendors from giving false or insufficient weights and fixing the penalties for the violation of the provisions hereof" changing penalties.

HOUSE BILL No. 427.

An Act to further amend sections six and seven of the act approved the twenty-fourth day of July one thousand nine hundred thirteen (P. L. 965) entitled "An act defining commodities regulating the sale thereof and providing penalties for violation hereof" changing the weight of a bushel of hair (plastering) and exempting from necessity of net quantity being marked thereon any package containing less than one ounce of liquid or dry commodities and selling for five cents or less

HOUSE BILL No. 497.

An Act to ascertain and appoint the fees to be received by clerks of the courts of oyer and terminer and quarter sessions of the Commonwealth in counties of the third, fourth, fifth, sixth, seventh and eighth classes.

HOUSE BILL No. 535.

An Act to amend section one thousand nine of Article Ten of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations; of existent corporations authorized to engage in a banking business, with or without fiduciary powers of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," as amended, to permit certain Banks and Trust Companies to acquire and hold additional shares of stock of certain Title Insurance Companies.

HOUSE BILL No. 576.

An Act fixing the fees of the recorder of deeds in counties of the sixth, seventh, and eighth class.

HOUSE BILL No. 676.

An Act to further amend the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298) entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," permitting contributors who entered military service to reinstatement as members upon payment of certain amounts into the retirement fund, and providing that in such cases members shall be given credit as to benefits for time in military service.

HOUSE BILL No. 708.

An Act to further amend clause III of section seven hundred two of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," providing alternative methods for annual assessment of cost and expense for the acquisition of a water system and for the maintenance of fire hydrants and the purchase of hose.

HOUSE BILL No. 751.

An Act to further amend sections six hundred eighteen and six hundred twenty-one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring periodic re-

visions of standards of the State Council of Education with reference to school buildings providing for advisory committees in connection therewith and making the type of heating and ventilating systems optional with boards of school directors

HOUSE BILL No. 813.

An Act to further amend subsections A and B of section seven hundred seven of the act approved the fifth day of May one thousand nine hundred and thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and coluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State Departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" eliminating requirement that certificates of clearance be filed with articles of amendment

HOUSE BILL No. 834.

An Act to add section five point one to the act approved the eighth day of May one thousand nine hundred twenty-nine (P. L. 1643 No. 510) entitled "An act relating to the collection of city county school and poor taxes within the territorial limits of cities of the second class A establishing the office of collector of taxes therein defining its duties and powers changing the power of and imposing duties upon cities of the second class A counties school districts and poor districts and the officers thereof and imposing penalties" permitting employees of the office of the collector of taxes to become members of the city retirement system under certain conditions.

HOUSE BILL No. 925.

An Act making an appropriation to the Department of Property and Supplies to establish and conduct a service for photographing correspondence records reports and other papers and for studying and recommending filing systems or the use of space by departments boards and commissions.

HOUSE BILL No. 933.

An Act to further amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by changing the provisions relating to the giving of notice of assessments.

HOUSE BILL No. 1014.

An Act to further amend the fifth paragraph of section three hundred five of the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (P. L. 15-1933-34) entitled as amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State Government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such

beverages by licensees and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" permitting for a limited period of time wines to be sold without having affixed to the package the official seal of the board.

HOUSE BILL No. 1017.

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by further defining real estate brokers and real estates salesmen and further regulating the licensing and supervision of such persons and their business.

HOUSE BILL No. 1107.

An Act to further amend section one of the act approved the sixteenth day of May one thousand eight hundred sixty-one (P. L. 708) entitled "An act relating to brokers and private bankers" by changing the times for filing returns and for payment of the tax due

HOUSE BILL No. 1108.

An Act to further amend subsection (a) of section seven hundred nineteen and section one thousand seven hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by changing the times for filing returns and for payment of the tax due and in certain cases providing penalties.

HOUSE BILL No. 1185.

An Act to further amend section one of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 844), entitled, as amended "An act authorizing the Commonwealth of Pennsylvania, or any department or division thereof, and counties, cities, boroughs, incorporated towns, townships, school districts and poor districts to make contracts of life, health, and accident policies for the benefit of employees thereof, and contracts for pensions for such employees; and providing for the payment of the cost thereof," by extending the provisions of this act to elected and appointed officers.

HOUSE BILL No. 1195.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Commissioner of the Pennsylvania State Police to acquire by purchase or condemnation suitable building or buildings in Schuylkill County for use as a Pennsylvania State Police barracks and making an appropriation.

With the information that the Senate has passed the same without amendment.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 78, entitled:

An Act to further amend sections five hundred one and seven hundred two of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by removing all closed seasons on woodchucks

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 103, entitled:

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" removing certain restrictions as to the licensing of veterans' organizations.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 862, entitled:

An Act making an appropriation to the Board of Fish Commissioners out of the Fish Fund making a survey establish construct and maintain fishways around existing dams in the Susquehanna River in Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of House Bill No. 1056, entitled:

An Act to further amend section one and to reenact and amend the first paragraph of section four of the act approved the eighteenth day of June one thousand nine hundred nineteen (P. L. 498) entitled "An act defining consolidation of schools, providing for the establishment and regulation of consolidated schools and providing for State aid for the transportation of pupils to and from consolidated schools" redefining consolidated schools and providing for approval of consolidated or joint consolidated schools and the reimbursement by the Common-

wealth of school districts transporting pupils of such schools

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 83, entitled:

An Act authorizing the judges of the courts of common pleas to create mental clinics for the examination of persons charged with the commission of criminal offenses prior to trial and of convicted persons prior to the imposition of sentence and of children charged with delinquency providing for the creation of joint mental clinics among the several counties and imposing the costs of maintaining and operating such clinics upon the county or counties creating the same and providing for the establishment by the department of Welfare of such clinics and making the same available to the courts in counties where no clinics have been established

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 166, entitled:

An Act to amend section one thousand two hundred nine point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing additional temporary salary increases and the appropriation use and temporary loans therefor and validating such increases heretofore made

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 259, entitled:

An Act prescribing the fees to be received by registers of wills in counties of the fifth sixth seventh and eighth class

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 260, entitled:

An Act prescribing the fees to be received by the clerks or orphans' courts of counties of the fifth sixth seventh and eighth class.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 264, entitled:

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the service allowance of certain employes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 306, entitled:

An Act to consolidate amend and revise the penal laws of the Commonwealth.

The first section was read.

On the question,

Will the House agree to the section?

Mr. VAUGHAN. Mr. Speaker, this being a consolidated, amended revised bill of the Penal Code, I understand there have been many changes made in the laws doubling the fines and the penalties. I believe that the Members of this House should have been given a list of all the changes in this Code so we would know what we are voting on, in my opinion. If this Code passes, the next session of the Legislature will be back here appropriating more money to build jails and penitentiaries, instead of mental institutions, as we are doing now.

MOTION TO RECOMMIT

Mr. VAUGHAN. Mr. Speaker, I move that Senate Bill No. 306, Printer's No. 571, be recommitted to the Committee on Judiciary.

The SPEAKER pro tempore. Will the gentleman from Allegheny, Mr. Vaughan, be satisfied to have this bill passed over temporarily and withdraw his motion.

MOTION TO RECOMMIT WITHDRAWN

Mr. VAUGHAN. I will, Mr. Speaker.

BILL PASSED OVER

The SPEAKER pro tempore. If there is no objection this bill will be passed over temporarily. The Chair hears no objection.

Agreeably to order.

The House proceeded to the second reading and consideration of Senate Bill No. 378, entitled:

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it

shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent.

The first section was read.

On the question,

Will the House agree to the section?

Mr. REAGAN. Mr. Speaker, I would like to know, "Providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent," if anybody can inform us, perhaps our good friend, Mr. Sollenberger, who is an expert on education and knows everything connected with it, and even more, could do so. I would just like to have explained what this bill does.

Mr. SOLLENBERGER. We will have to pass it over temporarily, Mr. Speaker. I will have to get the bill.

Mr. REAGAN. Mr. Speaker, do I understand that this bill is to go over.

The SPEAKER pro tempore. The Chair did not so state.

Mr. REAGAN. Mr. Speaker, Mr. Sollenberger claims he will have to find the bill. Strangely enough with all his information on the subject of education, he doesn't know what the bill is about and neither do I.

BILL PASSED OVER

The SPEAKER pro tempore. If there be no objection the bill will be passed over temporarily. The Chair hears none.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 463, entitled:

An Act to amend section two hundred two of the act approved the twenty-eighth day of April one thousand nine hundred thirty-seven (P. L. 417) entitled "An act relating to milk and the products thereof creating a Milk Control Commission establishing its jurisdiction powers and duties regulating the production transportation manufacturing processing storage distribution delivery and sale of milk and certain products thereof providing for the licensing of milk dealers and the payment of fees therefor requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers authorizing the holding of hearings and the issuance of subpoenas by the commission conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules regulations and orders of the commission authorizing the commission to adopt rules regulations and orders and to enter into interstate and Federal compacts requiring persons who weigh measure sample or test milk to produce permits or certificates to take examinations to pay fees therefor to furnish certain notices records and statements and to use certain methods of weighing measuring sampling and testing authorizing the commission to examine the business papers and premises of milk dealers and producers requiring the keeping of records and the filing of reports by milk dealers and permitting with limitations the use of information obtained thereby authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor and conferring certain powers upon the Governor with respect thereto providing for appeals to the courts from decisions of the commission and for the

burden of proof upon such appeals prescribing penalties fines and imprisonment for violations of this act and rules regulations and orders of the commission defining perjury defining remedies repealing legislation supplied and superseded by this act and saving rights duties and proceedings thereunder and making appropriations" increasing salaries of the chairman and the members of the commission.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 529, entitled:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania authorizing agreements between Redevelopment Authorities and local taxing authorities limiting for a term not exceeding twenty-five years the amount of annual taxes to be levied upon land acquired for urban redevelopment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 534, entitled:

An Act directing the Department of Public Instruction to revise the curricula of elementary, secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands and making an appropriation

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 195

Mrs. DYE. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 195.

The SPEAKER pro tempore. The report will lie over for printing under the Rules.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 548, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing boards of school directors to enter into contracts with the Federal Government or any of its agencies for the education of veterans in the public schools and providing that such persons should not be considered in determining district teaching units as the basis such veterans from the tenure provisions thereof.

The first section was read.

On the question,

Will the House agree to the section?

Mr. RAY L. RILEY offered the following amendments:

Amend sec. 1 (sec. 401), page 3, line 4, by inserting after the word "thereof" the following: "or with the State Government or any agency thereof or with private business or industry".

Amend sec. 1 (sec. 401), page 3, line 4, by inserting after the word "veterans" the following: "out-of-school youth and adults."

On the question,

Will the House agree to the amendments?

Mr. KRISE. Mr. Speaker, would it be possible for me to get the full import of those amendments, I would like to ask the gentleman from Lycoming, Mr. Riley, to explain the purpose of the amendments.

Mr. RAY L. RILEY. Mr. Speaker, these amendments were inserted to cover the situation which would preclude vocational schools from entering into contracts with private concerns or with State agencies for the training of veterans. As this bill now stands only Federal agencies have this right.

Mr. Speaker, I have agreed to have this bill passed over in order, temporarily only.

BILL PASSED OVER

The SPEAKER pro tempore. If there be no objections this bill will be passed over temporarily. The Chair hears none.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 555, entitled:

An Act to add section one thousand two hundred sixty-four to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" prescribing penalties for knowingly falsifying reports or certificates in connection with reimbursements.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 564, entitled:

An Act to amend subsection (f) of section eighteen of the act approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election

boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 565, entitled:

An Act to amend subsection (f) of section nineteen of the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 566, entitled:

An Act to amend subsection (f) of section nineteen of the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," providing for a space wherein elector shall affix his signature or mark on registration card.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 567, entitled:

An Act to amend subsection (f) of section nineteen of the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as member of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees, of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 568, entitled:

An Act to amend section twenty point one of the act approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection,

Senate Bill No. 578, Printer's No. 357 was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 615, entitled:

An Act making provisions for community property law providing that the act shall apply to husbands and wives

and their property subsequent to the effective date of the act defining separate property and the community property of the husband and wife providing for the management control and disposition thereof including the homestead defining the ownership of funds on deposit in any bank or banking institution providing for the rights and remedies of creditors providing that either spouse may give or convey his or her community property to the other providing for disposition of community property on dissolution of marriage providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management control and disposition of community property providing for the administration and distribution of the interests of a deceased spouse in community property

The first and second sections were separately read and agreed to.

The third section was read.

On the question,

Will the House agree to the section?

Mr. TOMPKINS offered the following amendment:

Amend Sec. 3, page 3, line 3, by inserting after the word "shall" "unless otherwise provided in the instrument evidencing the ownership thereof or conveying title thereto."

It was agreed to.

The section was agreed to as amended.

The fourth to sixteenth sections inclusive and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 636, entitled:

An Act to further amend section eight of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 465) entitled "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and appeal providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" increasing the amount which may be charged by the department for making the necessary examination for approval of architectural drawings specifications or other data

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 666, entitled:

An Act to facilitate vehicular traffic between the Commonwealth of Pennsylvania and the State of New Jersey by providing for the construction operation and maintenance of a tunnel or tunnels under the Delaware River and connecting the Commonwealth of Pennsylvania at or near Philadelphia County or Delaware County or any county contiguous to these counties with the State of New Jersey providing for the creation of the Delaware

Tunnel Board and conferring powers and imposing duties on said Board authorizing the Board to enter into a contract with a duly constituted and authorized commission created by the laws of the State of New Jersey with powers similar to the powers conferred on the Board authorizing and empowering the Board to enter into a contract with any New Jersey commission which contract may provide that the Delaware River tunnel or tunnels may be constructed maintained and operated jointly by the Board and the New Jersey commission or by the Board with the approval of the commission or by the commission with the approval of the Board authorizing the issuance of tunnel revenue bonds jointly by the Board and the commission or by the Board with the approval of the commission or by the commission with the approval of the Board payable solely from tolls to pay the cost of such tunnel or tunnels providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the tunnel or tunnels making such bonds and tunnels and property used in connection therewith exempt from taxation constituting such bonds legal investments in certain instances prescribing conditions upon which such tunnel or tunnels shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission giving the Board under certain conditions the right to act in the State of New Jersey and giving the commission under certain conditions the right to act in the State of Pennsylvania and authorizing the issuance of tunnel revenue refunding bonds

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 678, entitled:

An Act to further amend subsection (b) of section four hundred fifteen and subsection (a) of section six hundred twenty-one point one of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and interinsurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" further defining group life insurance and group accident and health insurance to include trust funds established by employers

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 689, Printer's No. 346 and

Senate Bill No. 742, Printer's No. 529

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 755, entitled:

An Act exempting cigarette vending machines leased loaned hired or conditionally sold from levy or sale on execution or distress for rent.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 756, entitled:

An Act to amend sections two hundred one and six hundred one point one of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by authorizing the Department of Labor and Industry through the Secretary of Property and Supplies with the approval of the Governor to acquire by purchase or condemnation land with or without buildings to erect buildings to enter into contracts with persons firms or corporations for the erection of buildings and for the leasing of such buildings to the Commonwealth the same to become the property of the Commonwealth upon termination of said lease to lease land acquired under the provisions of this act to persons firms or corporations for the purpose of erecting buildings thereon and to acquire through purchase or lease facilities fixtures equipment and such other appurtenances as may be deemed necessary and providing that land and buildings acquired hereunder shall be exempt from taxation

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 769, entitled:

An Act to further amend clause (a) of section three hundred eight of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" fixing the liability of the Commonwealth for payment of part of the compensation for disability or death from certain occupational diseases

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 777, entitled:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" further regulating procedure for repection of nomination papers and the procedure for nominations and substituted nominations by political bodies

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 788, entitled:

An Act to further amend section six of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" further providing for examinations to be given applicants for licensure

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection,

Senate Bill No. 800, Printer's No. 555 was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 808, entitled:

An Act to provide for an inventory of existing hospitals for a survey of the need for additional hospital facilities and for the development and administration of a hospital construction program which will in conjunction with existing facilities afford hospitals adequate to serve all people of the State and appropriating money establishing methods of administration and control providing for compliance with the requirements of the Federal Hospital Survey and Construction Act and regulations thereunder authorizing the acceptance and expenditure of Federal funds in accordance with such requirements

The first section was read.

On the question,

Will the House agree to the section?

Mr. WAGNER offered the following amendment:

Amend page 2 by inserting between lines 4 and 5, a new Section to read as follows:

Section 1.1 This act shall not apply to any sectarian institution unless such institution chooses to be bound hereunder and upon expressing such choice to the secretary it shall be subject to the provisions of this act and the rules and regulations issued hereunder.

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. WAGNER offered the following amendments:

Amend Section 2, page 2, line 8, by striking out at the end of the line after the word "of" the following: "Health" and inserting in lieu thereof the following: "Welfare."

Amend Section 2, page 3, by inserting between lines 4 and 5, a new paragraph to read as follows:

"Hospital" shall include all hospitals as above defined including those owned, operated or supervised by the Commonwealth of Pennsylvania and any of its political subdivisions but shall not include those hospitals as above defined which are sectarian institutions and which do not exercise the choice provided in Section 1.1.

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. WAGNER offered the following amendments:

Amend Section 3, page 3, line 14, by striking out after the word "of" and before the word "a" the following: "Health" and inserting in lieu thereof the following: "Welfare."

Amend Section 3, page 3, line 17, by striking out after the word "of" and before the word "through" the following: "Health" and inserting in lieu thereof the following: "Welfare."

They were agreed to.

The section was agreed to as amended.

The fourth section was read and agreed to.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. WAGNER offered the following amendment:

Amend Section 5, page 5, line 14, by striking out after the word "of" and before the word "in" the following: "Health" and inserting in lieu thereof the following: "Welfare."

It was agreed to.

The section was agreed to as amended.

The sixth section was read.

On the question,

Will the House agree to the section?

Mr. WAGNER offered the following amendment:

Amend Section 6, page 6, line 18, by striking out after the word "of" and before the word "and" the following: "one hundred thousand dollars (\$100,000)" and inserting in lieu thereof the following: "sixty thousand dollars (\$60,000)."

It was agreed to.

The section was agreed to as amended.

The seventh, eighth and ninth sections were separately read and agreed to.

The tenth section was read.

On the question,

Will the House agree to the section?

Mr. WAGNER offered the following amendments:

Amend Section 10, page 9, line 1, by striking out at the end of the line after the word "secretary" the following: "shall publish a general description of."

Amend Section 10, page 9, by striking out line 2.

Amend Section 10, page 9, line 3, by striking out at the beginning of the line before the word "shall" the following: "tion in each county in the State and."

They were agreed to.

The section was agreed to as amended.

The eleventh section was read.

On the question,

Will the House agree to the section?

Mr. WAGNER offered the following amendment:

Amend Section 11, page 9, line 13, by inserting at the end of the line after the word "plan" the following: "in order to further the accomplishments of the purposes of this law and for the promotion of safe and adequate treatment of individuals in hospitals in the interest of public health, safety and welfare including minimum standards for general plant and physical requirements, sanitation, inspection and facilities for the study, diagnosis and treatment of patients, the keeping of proper medical records, administrative procedure, nursing service, medical staff, and minimum requirements for maternity hospitals."

Amend page 11 by striking out line 15.

It was agreed to.

The section was agreed to as amended.

The twelfth to sixteenth sections inclusive were separately read and agreed to.

The seventeenth section was read.

On the question,

Will the House agree to the section?

Mr. WAGNER offered the following amendments:

Amend Section 17, page 11, line 16, by striking out at the end of the line after the numeral "17" the following: "Severability If any provision of this act or the ap-".

Amend Section 17, page 11, by striking out lines 17 to 20 inclusive, and inserting in lieu thereof the following:

Section 17.1 The secretary may in the manner provided by law, upon the advice of the Attorney General, maintain an action in the name of the Commonwealth for an injunction or other process against any person or hospital to restrain or prevent the establishment, conduct, management, or operation of a hospital in violation of this law or the rules and regulations issued hereunder.

They were agreed to.

The section was agreed to as amended.

The eighteenth and nineteenth sections were separately read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. WAGNER offered the following amendment:

Amend page 2, line 2 of the title by inserting at the end of the line after the word "requirements" the following: "and placing additional duties upon the Department of Welfare."

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 810, entitled:

An Act to further amend sections three four and five of the act approved the seventh day of May one thousand nine hundred twenty-three (P. L. 158) entitled "An act creating a Legislative Reference Bureau providing for the election of a director by the General Assembly designating the officers and employees of such bureau defining their duties fixing their salaries abolishing the present Legislative Reference Bureau and making an appropriation" further defining the powers of the director with respect to the employees of the Bureau and increasing the director's salary

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 826, entitled:

An Act to further amend subsection (d) of section three hundred twelve of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by extending the basis on which the Department of Labor and Industry is authorized to enter into reciprocal arrangements with other state agencies and the Federal Government

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection,

Senate Bill No. 827, Printer's No. 507

was passed over at the request of the **SPEAKER** pro tempore.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 837, entitled:

An Act to amend clause (d) of section three of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 216) entitled "An act relating to dentistry defining and providing for the licensing and registration of dentists and dental hygienists and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction providing penalties and repealing existing laws" further regulating the licensing of dental hygienists

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 847, entitled:

An Act to amend section one thousand three hundred thirteen of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" extending the activities of the Public Service Institute Board in the Department of Public Instruction to include officers and employees of institutions and of the courts

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 850, entitled:

An Act to add section twelve point one to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing for the retention of membership in the Public School Employees' Retirement Association by any contributor who ceases to be a public school employe and becomes a State employe and a member of the State Employees' Retirement Association

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 851, entitled:

An Act to add section eleven point one to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employee's retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State

employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing for the retention of membership in the State Employees' Retirement Association by any contributor who ceases to be a State employe and becomes a public school employe and a member of the Public School Employees' Retirement Association

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILL PASSED OVER

There being no objection,

Senate Bill No. 852, Printer's No. 530 was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 857, entitled:

An Act to amend section two thousand two hundred eleven of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by increasing the salary of school controllers

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 859, entitled:

An Act to further amend section four of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 465) entitled "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" permitting the use of an automatic mechanically operated device as a means of egress and escape from buildings in cases of fire and panic

The first section was read.

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. WATKINS. I move that the bill be recommitted to the Committee on State Government for further study. The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 860, entitled:

An Act to make unlawful the possession of untaxed or unstamped cigarettes and providing for summary conviction and penalties

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 861, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" authorizing heads of departments to act by deputy as ex-officio members of any board or commission and authorizing the Secretary of Health to act by deputy both as a member and as chairman of the Advisory Health Board

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 862, entitled:

An Act making an appropriation to the Chapman Recreational Park Mead Township Warren County for constructing buildings and improvements and maintenance thereof

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 863, entitled:

An Act to further amend section three of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 988) entitled "An act providing for and regulating the State registration of nurses and licensed attendants the annual recording of registration certificates and regulating the profession of nursing and repealing certain existing laws" further providing for emergency registration of nurses

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 865, entitled:

An Act to amend section one hundred six of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county board's of election imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing that notices may be published in certain newspapers in certain cases

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 867, entitled:

An Act relating to police and firemen's pension funds in cities of the second class A and directing such cities to appropriate certain moneys thereto and requiring reports and audits

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 868, entitled:

An Act providing for joint action by the Commonwealth of Pennsylvania and the States of Ohio West Virginia and Indiana in the construction operation and maintenance of an inter-state highway from the western terminus of the Pennsylvania Turnpike as authorized to be extended to the western border of Indiana authorizing the Governor for these purposes to enter into an agreement with the States in question creating an Inter-State Turnpike Commission and defining its powers and duties including the power to finance the construction thereof through the issuance of bonds redeemable from tolls collected for the use of such turnpike

The first section was read.

On the question,

Will the House agree to the section?

Mr. SORG offered the following amendments:

Amend Sec. 1, page 2, line 4, by inserting after the word "Indiana" the following: "or any two of said states."

Amend Sec. 1, page 2, line 14, by inserting after the word "Indiana" the following: "or any three thereof".

Amend Sec. 1, page 3, line 4, by inserting after the word "which" the following: "may consist of the appointed members of the Pennsylvania Turnpike Commission in the Commonwealth of Pennsylvania and".

Amend Sec. 1, page 3, line 6, by inserting after the word "The" and before the word "persons", the following: "Secretary of Highways of the Commonwealth of Pennsylvania and the".

Amend Sec. 1, page 3, line 7, by inserting after the word "States" the following: "which are parties to this agreement".

Amend Sec. 1, page 3, line 11, by inserting after the word "the" where it appears the third time in said line, the following: "other".

Amend Sec. 1, page 3, line 11 and 12, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 3, line 15, by inserting after the

word "Indiana" the following: "(or any three thereof)".

Amend Sec. 1, page 5, line 14, by inserting after the word "the" where it appears the second time in said line, the following: "other".

Amend Sec. 1, page 5, lines 14 and 15, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 7, line 1, by inserting after the word "the" the following: "other".

Amend Sec. 1, page 7, lines 1 and 2, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 7, line 5, by inserting after the word "the" where it appears the second time in said line, the following: "other".

Amend Sec. 1, page 7, lines 5 and 6, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 7, line 16, by inserting after the word "the" where it appears the second time in said line, the following: "other".

Amend Sec. 1, page 7, lines 16 and 17, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 6, line 3, by inserting after the word "the" where it appears the second time in said line, the following: "other".

Amend Sec. 1, page 8, lines 3 and 4, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 9, line 2, by inserting after the word "the" the following: "other".

Amend Sec. 1, page 9, line 2, by striking out the words "of Ohio, West Virginia or Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 10, line 5, by inserting after the word "the" where it appears the second time in said line, the following: "other".

Amend Sec. 1, page 10, lines 5 and 6, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 10, line 12, by inserting after the word "the" where it appears the second time in said line, the following: "other".

Amend Sec. 1, page 10, lines 12 and 13, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 10, lines 17 to 20, both inclusive, by striking out all of said lines.

Amend Sec. 1, page 11, lines 1 to 4, both inclusive, by striking out all of said lines.

Amend Sec. 1, page 11, line 10, by inserting after the word "the" the following: "other".

Amend Sec. 1, page 11, lines 10 and 11, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 11, line 16, by inserting after the word "the" the following: "other".

Amend Sec. 1, page 11, line 18, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 12, line 4, by inserting after the word "the" the following: "other".

Amend Sec. 1, page 12, line 4, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 12, line 10, by inserting after the word "the" the following: "other".

Amend Sec. 1, page 12, lines 10 and 11, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 12, line 19, by inserting after the word "the" the following: "other".

Amend Sec. 1, page 12, line 19, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 13, line 3, by inserting after the word "the" where it appears the second time in said line, the following: "other".

Amend Sec. 1, page 13, lines 3 and 4, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement".

Amend Sec. 1, page 13, line 15, by inserting after the word "Indiana" the following: "(or any three thereof)".

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. SORG offered the following amendments:

Amend Sec. 2, page 14, lines 7 and 8, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "joining in the compact".

Amend Sec. 2, page 14, line 9, by striking out the word "four".

They were agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. SORG offered the following amendment:

Amend Title, page 1, line 2, of title, by inserting after the word "Indiana" the following: "(or any three thereof)".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To to be transcribed for third reading.

BILL PASSED OVER

There being no objection,

Senate Bill No. 869, Printer's No. 558 was passed over at the request of the SPEAKER pro tempore.

RECONSIDERATION OF VOTE

Mr. FLEMING. Mr. Speaker, I move that the vote by which Senate Bill No. 859, Printer's No. 568, entitled:

An Act to further amend section four of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 465) entitled "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforce-

ment of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" permitting the use of an automatic mechanically operated device as a means of egress and escape from buildings in cases of fire and panic

on page 14 of today's calendar was recommitted to the Committee on State Government, be reconsidered.

Mr. STUART. Mr. Speaker, I second the motion.

The SPEAKER pro tempore. How did the gentleman from Allegheny, Mr. Fleming, vote on recommitting the bill?

Mr. FLEMING. In the affirmative, Mr. Speaker.

The SPEAKER pro tempore. How did the gentleman from Allegheny, Mr. Stuart, vote on recommitting the bill?

Mr. STUART. In the affirmative, Mr. Speaker.

The motion was agreed to.

BILL PASSED OVER

There being no objection,

Senate Bill No. 859, Printer's No. 568 was passed over temporarily at the request of Mr. FLEMING.

THE SPEAKER (Franklin H. Lichtenwalter) IN THE CHAIR

The SPEAKER. The chair thanks the gentleman from Elk, Mr. Sorg, for presiding.

Mr. RAY L. RILEY. Mr. Speaker, I desire to call up at this time Senate Bill No. 548, Printer's No. 327 on page 6 of today's calendar, bills on second reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 548, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing boards of school directors to enter into contracts with the Federal Government or any of its agencies for the education of veterans in the public schools and providing that such persons should not be considered in determining district teaching units as the basis for Commonwealth subsidies and excluding teachers employed to teach such veterans from the tenure provisions thereof

The first section was read.

On the question,

Will the House agree to the section?

Mr. RILEY offered the following amendments:

Amend sec. 1 (sec. 401), page 3, line 4, by inserting after the word "thereof" the following: "or with the State Government or any agency thereof or with private business or industry."

Amend sec. 1 (sec. 401), page 3, line 4, by inserting after the word "veterans" the following: "out-of-school youth and adults."

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. RILEY offered the following amendments:

Amend sec. 2 (sec. 1205), page 3, line 15, by inserting after the word "veterans" the following: "out-of-school youth or adults."

Amend sec. 2 (sec. 1205), page 3, line 17, by inserting after the word "thereof" the following: "or with the State Government or any agency thereof or with private business or industry."

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the motion?

Mr. RILEY offered the following amendments:

Amend sec. 3 (sec. 1242), page 4, line 15, by inserting after the word "thereof" the following: "or with the State Government or any agency thereof or with private industry or business."

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. RILEY offered the following amendments:

Amend title, page 2, line 1 of the title on said page, by inserting after the word "Federal" the following "or State."

Amend title, page 2, line 2 of title on said page, by striking out the words "its agencies" and inserting in lieu thereof: "their agencies or private businesses or industry."

Amend title, page 2, line 2 of title on said page, by inserting after the word "veterans" the following: "out-of-school youth and adults."

Amend title, page 2, last line of title, by striking out the word "veterans" and inserting in lieu thereof: "persons."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Mr. NEFF. Mr. Speaker, with the consent of the sponsor, I desire to call up at this time Senate Bill No. 378, Printer's No. 480 on page 4 of today's calendar, bills on second reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 378, entitled:

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent

The first section was read.

On the question,

Will the House agree to the section?

Mr. NEFF offered the following amendments:

Amend sec. 1 (Sec. 1121), page 3, line 19, by inserting after the word "distributed" the following: "A convention of school directors for the purpose of voting such salaries may be called at any time by the county superintendent."

It was agreed to.

The section was agreed to as amended.

The second and third sections and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

BILLS ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order

The House proceeded to the consideration on final passage of House Bill No. 477, as follows:

An Act to further amend section fifteen and to add section fifteen point one to the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of livestock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employees directing the payment of all moneys collected into the State Treasury and providing penalties" authorizing county treasurers to retain certain moneys collected under said act and the payment thereof to certain societies and associations of individuals for prevention of cruelty to animals upon petition to and under supervision of the Department of Agriculture Providing for audits of the expenditures of such funds by the Auditor General and providing for the disposition of unexpended funds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fifteen of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of livestock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Common-

wealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" as amended by the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 456) is hereby further amended to read as follows

Section 15 The county treasurer shall keep an accurate record of all license fees and fines collected by him or paid over to him by any justice of the peace alderman magistrate or notary public and of all moneys received from the sale of dogs Such record shall be a public record and open to persons interested during business hours [All] Ninety per centum of such moneys received by the county treasurer shall be remitted to the State Treasurer through the Department of Revenue on the first Monday of each calendar month together with a report in duplicate of each payor on forms furnished by the Department of Revenue One copy of each such report shall be transmitted by the Department of Revenue to the Department of Agriculture

Section 2 Said act is hereby amended by adding thereto immediately after section fifteen a new section to read as follows

Section 15.1 The ten per centum of the moneys received by the county treasurer which has been retained shall be placed by him in a separate fund payments from said fund shall be made by the county treasurer upon direction of the Department of Agriculture to any incorporated society for the prevention of cruelty to animals actively engaged in carrying out its purposes in whole or in part within said county or if no such incorporated society exists in a county then to an unincorporated association of individuals whose purpose is prevention of cruelty to animals upon the petition of any society or association directed to the department setting forth that all moneys received by it from such fund shall be used for such purposes

No society or association shall present a petition to receive money from said fund more often than once a year

No money from said fund shall be paid to any society or association before it has filed its bond with approved surety with the department for such sum as the department may fix conditioned upon the faithful application of said payments to the aforesaid purposes The department shall transmit the bond as filed to the State Treasurer

Any society or association receiving money from such fund during any year shall on or before March first of the succeeding year file an itemized account with the department setting forth in detail its entire receipts and expenditures of such money during such preceding year A copy thereof shall be filed with the Auditor General who shall make an audit thereof and advise the department of his findings The department shall thereafter refuse to direct that payments be made to said society or association from the aforesaid fund if the Auditor General does not approve the account of the society or association herein required to be filed

The county treasurer on the first Monday of January of each year shall remit to the State Treasurer through the Department of Revenue together with a report in duplicate of the names and amounts of money received by any such society or association under this section all unexpended funds if any collected and paid into the county treasurer's special fund during the preceding year

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher	McCosker,	Sax,
Andrews,	Getchey	McCullough	Scanlon,
Bane,	Gibson	McDonald,	Schuster

Barrett.	Goff,	McKinney.	Scott,
Baumunk.	Goodling	McMillen.	Serrill.
Beech,	Gorman.	Mihm.	Shoemaker.
Bender,	Graybill,	Mikula.	Simons
Bentzel	Greenwood.	Miller.	Smith. C. C.
Bloom.	Greer.	Mills.	Smith. C. M.
Boles.	Griffiths,	Mintess	Snider
Bonawitz.	Guthrie.	Mohr,	Sollenberger
Boorse.	Gyger.	Mooney	Sorg
Bower.	Hall.	Moore. C. E.	Sproul,
Brelsch.	Haller.	Moore. H. A.	Stank
Brice.	Haudenschild	Morrison.	Stimmel,
Brown.	Helm.	Murray.	Stockham
Brunner,	Henry.	Myers.	Stonier.
Bucchin,	Hewitt.	Najaka.	Stuart.
Cadwalader	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff	Thomassy.
Chervenak	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins,
Cochran.	Joanson.	O'Donnell.	Toou y
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upchur.
Cooper.	Jumr.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky	Verona
Costa.	Kelley.	Pichney.	Wachhaus
Crowley.	Kemp.	Pickens.	Wagner.
Dague	Kent.	Polaski	Waldron.
Dalrymple	Kirley	Powers	Wallin.
Davidson	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse
Demech.	Kratz.	Ragot.	Watkins
Dennison	Krise.	Readinger	Watson.
Depuy	Kurtz	Reagan.	Weidner.
Dix.	Laughner	Reese D. P.	Weiss
Dye.	Layer.	Reese R. E.	Wescott.
Efenberg.	Lee	Reilly. J. M.	West.
Elder.	Lelsey	Reilly W. J.	Wheeler.
Erb	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley	Wood.
Ewing	Loftus	Robbins.	Worley
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons	Root.	Yester.
Fiss	Madden	Rose.	Yetzer.
Flack.	Madigan.	Rowen	Young.
Fleming	Mazza.	Royer.	Lichtenwalter
Frost.	McCormack.	Sarraf	Speaker

NAYS—0

NOT VOTING—1

Trout

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 478, as follows:

An Act to add section fifteen point one to the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 818) entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done by dogs and payment thereof by the proper county to the owners of livestock and poultry and of damages to licensed dogs imposing powers and duties on certain State county city borough town and township officers and employes and on city councils of cities of the first and second class and providing penalties" authorizing the payment

of certain moneys collected under the provisions thereof to societies and associations of individuals for the prevention of cruelty to animals upon petition to and under the supervision of the City Council and providing for audits of the expenditure of such funds by the City Controller

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 818) entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done by dogs and payment thereof by the proper county to the owners of livestock and poultry and of damage to licensed dogs imposing powers and duties on certain State county city borough town and township officers and employees and or city councils of cities of the first and second class and providing penalties" is hereby amended by adding immediately after section fifteen a new section to read as follows

Section 15.1 In cities of the first and second class the City Council may direct the city treasurer to make payments to any incorporated society for the prevention of cruelty to animals or if no such incorporated society exists in such city then to an unincorporated association of individuals whose purpose in prevention of cruelty to animals actively engaged in carrying out its purpose in whole or in part within said city upon the petition of any such or Association setting forth that all moneys received by it under said bill order shall be used for said purposes.

No society shall present a petition to receive money under this section more often than once a year No money shall be paid to any or Association before it has filed its bond with approved surety with the City Treasurer for such sum as the City Council may fix conditioned upon the faithful application of said payments to the aforesaid purposes

Any society or association receiving money under this section during any year shall on or before March first of the succeeding year file an itemized account with the City Council setting forth in detail its entire receipts and expenditures in said city during such preceding year A copy thereof shall be filed with the City Controller who shall make an audit thereof and advise the City Council of his findings the City Council shall thereafter refuse to direct the payments be made to said society or Association if the City Controller does not approve the account of the society or association herein required to be filed

The City Council shall have power and authority to order only such payments from such city treasury which in the aggregate do not exceed ten per centum (10%) of the total sum of money collected from license fees by such cities under the provisions of this act

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mithm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, O. C.,

Boles.	Greer.	Mills.	Smith C M.
Bloom.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger
Boorse.	Gyger.	Mooney	Sorg.
Bower.	Hall.	Moore, C E.	Sproul.
Breisch.	Haller.	Moore, H A.	Stank.
Brice.	Haudenshield	Morrison	Stimmel.
Bucchin.	Heim.	Murray.	Stockham
Brown.	Henry.	Myers.	Stonier.
Brunner.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes	Neff.	Thomassy.
Chervenak.	Horan.	Nelson	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell	Toomey.
Cole.	Johnston	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona
Costa.	Kelley.	Pichney.	Wachhaus
Crowley.	Kemp.	Pickens.	Wagner.
Dague	Kent.	Polaski.	Waldron.
Dalrymple	Kirley	Powers.	Wallin.
Davison.	Kline.	Price	Walton.
De Long.	Kohl.	Propert	Waterhouse
Demech.	Kratz.	Ragot.	Watkins.
Dennison	Krise.	Readinger.	Watson.
Deputy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner	Reese D P.	Weiss.
Dye.	Layer.	Reese R E.	West.
Efenberg	Lee.	Reilly J M.	Wescott.
Elder.	Leisey.	Reilly W J.	Wheeler.
Erb	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley
Feola.	Lovett.	Robertson	Yeakel.
Flah.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan	Rowen	Young.
Fleming.	Mazza	Royer.	Lichtenwalter
Floor	McCormack	Sarraf.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 720, as follows:

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by changing the effective date thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section forty-one of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish

proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" is hereby amended to read as follows

Section 41 The provisions of this act shall become effective the first day of July one thousand nine hundred [forty-seven] forty-nine

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.,
Bloom.	Greer.	Mills.	Smith C M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C E.,	Sproul.
Brelsch.	Haller.	Moore H A..	Stank.
Brice.	Haudenshield	Morrison	Stimmel.
Brown.	Helm.	Murray.	Stockham
Brunner.	Henry.	Myers.	Stonier
Bucchin.	Hewitt.	Najaka	Stuart
Jadwalader.	Hocker	Naumann	Swope.
Capano.	Hoffman.	Needham	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Waldner
Dix.	Laughner.	Reese D P.,	Weiss.
Dye.	Layer.	Reese R E.	Wescott.
Efenberg.	Lee.	Reilly J M..	West.
Elder.	Lelsey.	Reilly, W J.,	Wheeler.
Erb.	Livingston	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fliss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwaller
For.	McCormack	Sarra.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Frost.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with

amendments in which the concurrence of the Senate is requested.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1023 as follows:

An Act to further amend section five hundred and sixty-three of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for the budgetary control of all expenditures and designating the funds that may legally be expended during the fiscal year

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five hundred and sixty-three of the act approved the eighteenth day of May one thousand nine hundred and eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by section three of the act approved the thirteenth day of May one thousand nine hundred and thirty-seven (P. L. 605) is hereby further amended to read as follows

Section 563 (A) The board of school directors of each school district of the second third or fourth class shall annually at least thirty days prior to the adoption of the annual budget prepare a proposed budget of the amount of funds that will be required by the school district in its several departments for the following fiscal year Such proposed budget shall be prepared on a uniform form prepared and furnished as hereinafter provided and shall be apportioned to the several classes of expenditures of the district as the board of school directors thereof may determine Final action shall not be taken on any proposed budget in which the estimated expenditures exceed two thousand dollars (\$2000) until after ten days' public notice Provided however That nothing in this act shall be construed to prevent any school district whose total estimated expenditures do not exceed two thousand dollars (\$2000) from holding a public hearing The proposed budget shall be printed or otherwise made available for public inspection to all persons who may interest themselves at least twenty days prior to the date set for the adoption of the budget The board of school directors (after making such revisions and changes therein as appear advisable) may revise or change items in the budget tending to reduce the tax rate proposed but shall not make any substantial new or increased appropriation in the proposed budget after it has been made available for public inspection unless such proposed change in the budget has been made available for public inspection for an additional period of ten days The tax levied by the board of school directors shall be fixed at such figure within the limit allowed by law as with all other sources of revenue including all cash balances available from the prior fiscal year will meet and cover the appropriations in the budget The board of school directors shall adopt the budget and the necessary appropriation measures required to put it into effect Within fifteen days after the adoption of the budget the board of school directors shall file a copy of the same in the office of the Department of Public Instruction In all school districts under the direction of a county superintendent the county board of

school directors shall inspect the annual budget and shall render such advice and assistance regarding the same as may seem proper before the said budget shall be signed and forwarded to the department by the county superintendent

(B) The board of school directors may during any fiscal year make additional appropriations or increase existing appropriations to meet emergencies such as epidemics floods fire or other catastrophies the funds therefor to be provided from unexpended balances in existing appropriations from unappropriated revenue if any or from temporary loans Such temporary loans when made shall be approved by a two-thirds vote of the board of school directors

(C) The board of school directors shall have power to authorize the transfer [within the same fund] of any unencumbered balance or any portion thereof from one [spending agency to another] class of expenditures to another except where such class of expenditures is set up for debt service but such action shall be taken only during the last nine months of the fiscal year and except as hereinbefore otherwise provided no moneys apportioned to any class of expenditures shall be used for purposes other than designated for said class in said budget The total amount of such budget shall not exceed the amount of funds including the proposed annual tax levy and State appropriation available for school purposes in that district

(D) The uniform budget forms required by this act shall be prepared by the Department of Public Instruction which shall issue said forms and distribute them annually as needed to the school district

(E) Taxpayers whose property valuation as assessed for taxable purposes within the school district shall amount to five per centum or over of the total valuation as assessed for taxable purposes within the school district may within ten days after the board of school directors have completed the formation of the budget and determined the amount of the tax levy for the school district petition the Court of Common Pleas of the county in which such school district is located to examine into the reasonableness of the various items in the budget of the school district and to reduce the proposed tax levy Each such petition shall be accompanied by the affidavit of one of the petitioners that the proceedings have not been instituted for the purpose of delay and that the facts set forth in the petition are true and correct to the best of their knowledge and belief The petitioner shall also file bond in the amount of five hundred dollars (\$500) with good and sufficient surety to be approved by the court conditioned upon the payment of the costs if the court shall assess the costs upon the petitioners

Immediately upon the filing of such petition the petitioners shall serve a copy of the petition and the specifications of objections upon the President or Secretary of the School Board

Upon the filing of such petition the court shall fix a day for a hearing not less than ten (10) nor more than twenty (20) days after such petition has been filed Notice of such hearing shall be given to all interested parties in such manner as the court shall direct On such hearing it shall be the duty of the court to examine into the reasonableness of the various items of the budget and the amount of the proposed levy The court shall thereupon make an order approving the budget and levy or reducing or eliminating any one or more of the items of the budget and reducing the levy

If no appeal shall be taken from such order as herein provided the budget and levy shall remain as constituted by the court

The board of school directors of said school district or any freeholders who shall have signed the petition may appeal to the Supreme Court within thirty (30) days after the entry of the order by the Court of Common Pleas Such appeal shall be taken and prosecuted in the same manner and form and with the same effect as is provided in other cases of appeal to the Supreme Court The record which shall be certified to the Supreme Court shall contain all that was before the Court of Common Pleas

Neither the filing of any such petition nor the taking of such appeal shall act as a supersedeas

However any contract agreement or undertaking which relates to or is dependent upon an item of the budget which has been attacked in the petition and which shall be entered into by the school district during the pendency of such proceedings shall be subject to such reduction or cancellation as shall become necessary as the result of the order of the Court of Common Pleas or the Supreme Court

Each levy of taxes which shall be made during the pendency of such proceeding shall likewise be subject to revision in accordance with such order

(F) The budget and tax levy as approved or revised by the Court of Common Pleas or if an appeal shall have been taken by the Supreme Court shall be the budget and tax levy for such school district Any contract agreement or undertaking which relates to an item of the budget which has been attacked in the petition and which shall be entered into during the pendency of such proceedings shall be cancelled or made to conform to such budget

If such final order reduces the levy the board of school directors shall revise the tax duplicates in conformity with such order

Section 2 It is hereby declared as the legislative purpose and intent that this act is to provide a method whereby The total of all actual expenditures shall at all times be kept within the limits of the total estimated expenditures except in cases of emergency as authorized by subsection (b) of section five hundred sixty-three of the act to which this is an amendment

Section 3 All other acts and parts of acts inconsistent herewith are hereby repealed.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—154

Aaronson.	Greer.	McCosker.	Scott,
Baumunk.	Griffiths,	McDonald.	Serrill.
Bentzel	Guthrie.	McKinney.	Shoemaker
Bonawitz.	Gyger.	McMillen.	Simons.
Boorse.	Hall.	Mikula.	Smith, C. C.
Bower.	Haller.	Miller	Smith, C. M.
Brice	Haudenshield	Miles.	Sollenberger
Brunner.	Helm	Mohr.	Sorg.
Cadwalader.	Henry.	Moore C. E.	Sproul.
Cassidy	Hewitt.	Moore, H. A.,	Stimmel.
Clevenger.	Hocker	Morrison.	Stockham
Cook	Hoffman.	Murray.	Stonier.
Cooper.	Hoopes.	Myers.	Stuart.
Costa.	Horan.	Naumann.	Thomassey.
Dalrymple.	Imbt.	Neff.	Thompson.
Davidson.	Jennings.	Nelson.	Tittle.
De Long.	Johnson.	O'Dare.	Tompkins
Demech.	Johnston	O'Donnell	Toomey
Dennison.	Jones.	O'Neill	Turner
Depuy	Jump.	Orban.	Upshur.
Dix.	Kean.	Patten.	Vaughan.
Dye.	Kelley.	Pichney.	Wachhaus
Efenberg.	Kemp.	Pickens.	Wagner.
Elder.	Kent.	Price.	Waldron.
Erb.	Kline.	Propert.	Watson.
Feola.	Kohl.	Ragot.	Waterhouse.
Flash.	Krise.	Readinger.	Watkins.
Fisa.	Kurtz.	Reagan.	Watson.
Flack.	Laughner.	Reese D. P.,	Weidner.
Fleming.	Layer.	Reilly, J. M.,	Wescott.
Foor	Lee.	Reilly, W. J.,	West.
Frost.	Lelsey	Richter.	Wolf.
Gallagher.	Livingston.	Riley.	Wood.
Getchey.	Livingstone.	Robbins.	Worley.
Gibson	Loftus.	Robertson.	Yeakel.
Goodling.	Lyons.	Rose.	Young.
Gorman.	Madden.	Rower.	Lichtenwalter.
Graybill.	Madigan.	Royer.	Speaker
Greenwood.	Mazza.	Sax.	

NAYS—32

Andrews	Cordier	Needham.	Schuster.
Bane.	Evans.	O'Connor.	Snider.
Barrett	Lovett.	Petrosky	Stank.
Bucchin.	McCullough	Polaski	Swope.
Capano.	Mihm.	Powers.	Weiss.
Chervenak	Mills.	Reese, R. E.,	Wheeler.
Cochran.	Mooney.	Sarra.	Yester.
Cole.	Najaka.	Scanlon.	Yetzer.

NOT VOTING—19

Beech.	Brown	Goff.	Tahl.
Bender.	Chudoff	Kirley	Trout.
Bloom.	Crowley.	Kratz.	Verona.
Boles	Dague.	McCormack.	Wallin.
Brelsich	Ewing.	Root.	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 9 as follows:

An Act to amend section one of the act approved the twenty-seventh day of March one thousand nine hundred twenty-nine (P. L. 84) entitled "An act to fix the fees to be charged by coroners in counties of the second class" increasing fees to be charged

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-seventh day of March one thousand nine hundred twenty-nine (P. L. 84) entitled "An act to fix the fees to be charged by coroners in counties of the second class" is hereby amended to read as follows

Section 1 Be it enacted &c That from and after the passage of this act the fees to be received and charged by coroners in counties of the second class in lieu of those now allowed by law shall be as follows viz

Viewing a dead body [ten dollars] twelve dollars (\$12.00)

Summoning inquest and returning inquisition [four dollars] six dollars (\$6.00)

Summoning or subpoenaing each witness one dollar and fifty cents (\$1.50)

Qualifying each witness [fifty cents] one dollars (\$1.00)

Each mile circular traveled to be reckoned from the court house to the place of viewing the body ten cents

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith C. C.
Bloom.	Greer.	Mills.	Smith C. M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, R. E.,	Sproul.
Brelsich.	Haller.	Moore, H. A.,	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.

Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Irbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dairymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Proper.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger	Watson.
Depuy	Kurtz	Reagan	Weidner.
Dix.	Laughner	Reese D. P.	Weiss.
Dye.	Layer.	Reese R. E.	Wescott.
Efenberg.	Lee.	Rellly J. M.	West.
Elder.	Lelsey	Rellly, W. J.,	Wheeler
Erb	Livingston	Richter.	Wolf.
Evans.	Livingstone	Riley.	Wood.
Ewing	Loftus	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack	Madigan.	Rowen.	Young.
Fleming	Mazza.	Royer.	Lichtenwalter.
Foor	McCormack	Sarra.	Speaker
Prost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 10, as follows:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred thousand dollars (\$100,000) or as much thereof as may be necessary is hereby appropriated to the Department of Labor and Industry for the two fiscal years beginning the first day of June one thousand nine hundred forty-seven for the payment of additional workmen's compensation payable by the Commonwealth in cases of second injuries under the provisions of section three hundred six point one of the Workmen's Compensation Law as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1186)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.

Bane,	Gibson,	McDonald,	Schuster
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Milhm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintesc,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelschi,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenshield,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopce,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
DeLson,	Kilne,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Relly, J. M.,	West,
Elder,	Leisey,	Relly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarraf,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 56, as follows:

An Act to further amend section one thousand one hundred twenty-six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent herewith' by further providing for the appointment of assistant county superintendents

On the question,

Will the House agree to the bill on third reading?

Mr. HALL. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Sec. 1, (Sec. 1126), page 2, line 14, by inserting after the figure "1126" the following:

Every county superintendent having more than one hundred (100) teachers an dnot more than one hundred and thirty-five (135) teachers under his supervision shall have one assistant county superintendent, provided the county had one assistant county superintendent as of the first day of July one thousand nine hundred forty-six.

Amend Sec. 1 (Sec. 1126), page 3, lines 4 and 5, by striking out "[and thirty-five (135)] (100)" and inserting in lieu thereof "and thirty-five (135)."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL PASSED OVER

There being no objections

Senate Bill No. 94, Printer's No. 587.

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 146, as follows:

An Act to further amend subsection (b) and to amend subsection (d) of section four hundred twelve of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" making further provision for the compensation of judges inspectors clerks and machine inspectors at primaries and elections

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of section four hundred twelve of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" as amended by the act approved the fifteenth day of June one thousand nine hundred thirty-nine (P. L. 376) is hereby further amended to read as follows

Section 412 Compensation of Election Officers

* * * * *

(b) In counties of the third fourth fifth sixth seventh and eighth classes the minimum compensation of judges inspectors [clerks] and machine inspectors shall be six dollars (\$6) and for clerks the minimum compensation shall be five (\$5) for each primary and election [shall be fixed by the commissioners of such counties which compensation may be based on flat sum for each election or primary or on the basis of work actually done by such judges clerks and inspectors] In any election district in such counties in which more than one hundred votes are cast at any primary or election all such officers shall each receive additional compensation at the rate of two dollars (\$2) for each one hundred votes or fraction thereof cast after the first one hundred votes

Section 2 Subsection (d) of section four hundred twelve of said act is hereby amended to read as follows

Section 412 Compensation of Election Officers

* * * * *

(d) For transmitting the ballot box or boxes together with the judge of election as herein provided the minority inspector of election shall be entitled to an additional sum of [two dollars and fifty cents (\$2.50)] three dollars and fifty cents (\$3.50) as full compensation for said services

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker.
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith O C.,
Bloom,	Greer,	Mills,	Smith, C M.
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger.
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C E.,	Sproul,
Brelch,	Haller,	Moore, H A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham.
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy.
Chervenak,	Horan,	Nelson,	Thompson.
Chudoff,	Imb',	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins
Cochran,	Johnson,	O'Donnell,	Toomey
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan.
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus.
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weldner.
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Relly, J. M.,	West,
Elder,	Lelsey,	Relly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,

Fiss,
Flack,
Fleming.
Foor,
Frost,

Madden,
Madigan,
Mazza,
McCormack,

Rose,
Rowen.
Royer,
Sarraf.

Yetzer,
Young.
Lichtenwalter,
Speaker.

NAYS—0

NOT VOTING—1

Frout.

The majority required by the Constitution having vote in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 155, as follows:

An Act to amend section one of the act approved the twelfth day of June one thousand nine hundred twenty-three (P. L. 692 No 268) entitled "An act fixing the salary of county commissioners in counties of the first class" increasing such salary

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twelfth day of June one thousand nine hundred twenty-three (P. L. 692 No 268) entitled "An act fixing the salary of county commissioners in counties of the first class" hereby amended to read as follows

Section 1 Be it enacted &c That the annual salary of the county commissioners in counties of the first class shall be eight thousand eight hundred (\$8800) dollars

Section 2 The provisions of this act shall become effective on the first Monday of January one thousand nine hundred forty-eight

And said bill having been read at length the third time considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson	Frost	McCormack.	Sarraf.
Andrews,	Gallagher.	McCosker,	Sax,
Bane,	Getchey.	McCullough,	Scanlon,
Barrett,	Gibson.	McDonald,	Schuster.
Baumunk.	Goff,	McKinney.	Scott,
Beech,	Goodling.	McMillen.	Serrill.
Bender,	Gorman,	Mihm,	Shoemaker.
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood.	Miller,	Smith, O C.,
Boles,	Greer,	Mills,	Smith, O M.,
Bonawitz,	Griffiths,	Mintess,	Snider.
Boorse,	Guthrie.	Mohr,	Sollenberger.
Bower,	Gyger.	Mooney,	Sorg,
Brelsch,	Hall,	Moore, C E.,	Sproul.
Brice,	Haller,	Moore, H A.,	Stank,
Brown,	Haudenschild.	Morrison,	Stimmel,
Brunner,	Helm,	Murray,	Stockham.
Bucchin,	Henry,	Myers,	Stonier.
Cadwalader,	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope,
Cassidy,	Hoffman.	Needham.	Tahl,
Chervenak.	Hoopes.	Neff,	Thomassy.
Chudoff,	Horan,	Nelson,	Thompson,
Clevenger,	Imbt,	O'Connor.	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins.
Cole,	Johnson,	O'Donnell,	Toomey,
Cook,	Johnston,	O'Neill,	Turner.
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan.
Costa,	Kean,	Petrosky,	Verona.
Crowley,	Kelley,	Pichney,	Wachhaus.

Dague,	Kemp,	Pickens,	Wagner,
Dalrymple,	Kent,	Polaski,	Waldron,
Davison,	Kirley,	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse,
Dennison,	Kratz,	Ragot,	Watkins,
Depuy,	Krise,	Readinger,	Watson,
Dix,	Kurtz,	Reagan,	Weldner,
Dye,	Laughner,	Reese, D. P.,	Weiss,
Efenberg,	Layer,	Reese, R. E.,	Wescott,
Elder,	Lee,	Reilly, J. M.,	West,
Erb,	Leisey,	Reilly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Yeakel,
Fish,	Lovett,	Robertson,	Yester,
Fiss,	Lyons,	Root,	Yetzer,
Flack,	Madden,	Rose,	Young,
Fleming,	Madigan,	Rowen,	Lichtenwalter,
For,	Mazza,	Royer,	Speaker

NAYS—1

NOT VOTING—1

Worley,

Trout,

The majority required by the Constitution having voted in the affirmative the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 156, as follows:

An Act making a deficiency appropriation to the Pennsylvania School for the Deaf at Mount Airy Philadelphia Pennsylvania to cover the deficiency accumulated up to May 31, 1945

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of sixty-eight thousand three hundred five dollars (\$68,305) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania School for the Deaf at Mount Airy Philadelphia Pennsylvania to cover a deficiency for the payment of maintenance and education of State pupils accumulated during the period beginning June 1 1929 and ending May 31 1945

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenshield,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,

Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weldner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
For,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection

Senate Bill No. 169, Printer's 453,

Senate Bill No. 170, Printer's No. 454 and

Senate Bill No. 193, Printer's No. 342,

were passed over at the request of Mr. McKINNEY.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 268, as follows:

An Act to amend section three of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1222) entitled "An act providing for the complete medical and dental examination of all children of school age and teachers and other school employees in the public and private elementary and secondary schools of the Commonwealth and imposing certain duties upon the Department of Health and the Department of Public Instruction and making an appropriation" providing that nurses and physicians performing the services required of them in certain schools situated in school districts of the first class shall remain employees of such municipal corporations by whom they are employed

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1222) entitled "An act providing for the complete medical and dental examination of all children of school age and teachers and other school employees in the pub-

lic and private elementary and secondary schools of the Commonwealth and imposing certain duties upon the Department of Health and the Department of Public Instruction and making an appropriation" is hereby amended to read as follows

Section 3 Medical and dental examinations All Children of school age during the time they are members of the first third fifth seventh ninth and eleventh grades in any school within the Commonwealth teachers janitors cooks and other cafeteria help and all others employed at schools within the Commonwealth shall at least once in every two years be given a complete medical and dental examination by medical and dental examiners appointed by the Secretary of Health in fourth class districts and by medical and dental examiners appointed or approved by him in first second and third class districts Teachers and all other school employes shall be given a complete medical examination every two years

In any school district of the first class any physician or nurse who is an employe with civil service status under any municipal corporation within the territorial limits of the school district and who performs any duty or duties under this act shall continue to be an employe of the said municipal corporation and shall retain all of his or her civil service rights and rights under the pension system of the said municipal corporation

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCulloch,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith C C.
Bloom,	Greer,	Mills,	Smith C M.
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C E.	Sproui,
Brelsch,	Haller,	Moore, H A.	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrusky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weldner,
Dix,	Laughner,	Reese, D P.	Weiss,
Dye,	Layer,	Reese, R E.	Wescott,
Efenberg,	Lee,	Reilly, J M.	West,
Elder,	Leisey,	Reilly, W J.	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,

Feola,
Fish,
Fiss,
Flack,
Fleming,
Foot,
Frost.

Lovett,
Lyons,
Madden,
Madigan,
Mazza,
McCormack,
Robertson,
Root,
Rose,
Rowen,
Royer,
Sarraf.

Yeakel,
Yester,
Yotzer,
Young,
Lichtenwalter,
Speaker

NAYS—0

NOT VOTING—1

Frout,

The majority required by the Constitution having voted in the affirmative the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 312, entitled:

An Act to amend sections seven hundred nineteen and seven hundred twenty of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" fixing the period covered by petitions for hunting foxes with dogs and extending period of field trials.

On the question,

Will the House agree to the bill on third reading?

Mr. GOODLING. Mr. Speaker, I ask unanimous consent to offer an amendment at this time.

The SPEAKER. The amendment will be read by the Clerk for information.

The Clerk read the amendment as follows:

Amend title, page 1, last line of title, by inserting after the word "dogs" "for training dogs."

The SPEAKER. Will the House give unanimous consent to the offering of the amendment at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 358, as follows:

An Act providing for and regulating the authority of school districts to purchase supplies and to perform or contract for construction reconstruction repairs and work of any nature

The General Assembly of the Commonwealth of Pennsylvania hereby enact as follows

Section 1 School Districts shall not be required to award and purchase supplies after public notice by advertisement once a week for three weeks unless such award and purchase shall in the case of school districts of the first class cost one thousand dollars (\$1000) or more and in the case of school districts of the second class shall cost five hundred dollars (\$500) or more

The board of school directors may purchase supplies

costing less than one thousand dollars (\$1000) in school districts of the first class less than five hundred dollars (\$500) in school districts of the second class and less than three hundred dollars (\$300) in school districts of the third and fourth classes from the lowest responsible bidder after soliciting sealed quotations from two or more firms manufacturing or dealers in such supplies

In any school districts of the first or second classes the board of school directors may authorize the secretary or any other official to purchase supplies costing less than three hundred dollars (\$300) without soliciting bids and without public notice

Section 2 All construction reconstruction repairs or work of any nature including the introduction of heating ventilating or lighting systems in any school building or on any school property made by any school district of the first or second classes shall be done under contract or contracts to be entered into by the school district with the lowest responsible bidder upon proper terms after due public notice has been given asking for competitive bids where the entire cost value or amount of such construction reconstruction repairs or work including labor and material is one thousand dollars (\$1000) or more

The board of school directors in any school district of the first or second classes either may perform any construction reconstruction repairs or work of any nature where the entire cost or value including labor and material is less than one thousand dollars (\$1000) by its own maintenance personnel or may have any such construction reconstruction repairs or work performed by contract after soliciting bids from at least three responsible bidders Provided That the board of school directors in any school district of the first and second classes may authorize the secretary of the board or other executive to award contracts for construction reconstruction repairs or work of any nature where the entire cost or value including labor and material is three hundred dollars (\$300) or less without soliciting competitive bids

Section 3 This act shall become effective immediately upon final enactment and shall remain in force until June thirtieth one thousand nine hundred forty-nine

Section 4 All acts and parts of acts inconsistent with this act are suspended as long as this act shall remain in force

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, I would ask whether the gentleman from Venango is being subjected to undue coercion.

The SPEAKER. The gentleman from Cambria, Mr. Andrews, raises the question whether the gentleman from Venango is being subjected to undue pressure. According to the smile on the gentleman's face the Chair would say that he can "take it."

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.
Bloom.	Greer.	Mills.	Smith, C. M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.

Bower.	Hall.	Moore, C. E.	Sproul.
Breisch.	Haller.	Moore, H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jeanings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kealey.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weldner.
Dix.	Laughner.	Reese, D. P.	Wells.
Dye.	Layer.	Reese, R. E.	Wescott.
Efenberg.	Lee.	Reilly, J. M.	West.
Elder.	Leisey.	Reilly, W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarraf.	Speaker
Frout			

NAYS—0

NOT VOTING—1

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection,

Senate Bill No. 361, Printer's No. 589

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 363, as follows:

An Act to amend further the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties

affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as amended by changing the method of accounting for advances out of appropriations at the end of a biennium

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That section 1504 of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the sixth day of June one thousand nine hundred thirty-nine (P. L. 261) is hereby further amended to read as follows

Section 1504 Advances Out of Appropriations Whenever an appropriation shall have been made to any department board or commission of the State government or to the board of trustees or other agency in charge of any semi-State institution which is intended for expenses of such a nature as to make it impracticable for such department board commission board of trustees or agency to file with the Department of the Auditor General itemized receipts or vouchers prior to the payment of such expenses upon requisition and warrant in the usual way such department board commission board of trustees or other agency may make requisition upon the Auditor General from time to time for such sum or sums of the appropriation as may be necessary to meet such expenses and the Auditor General shall draw his warrant upon the State Treasurer for such sum or sums to be paid out of the appropriation The total amount of requisitions for advancements from any appropriation less the total amount of properly itemized receipts or vouchers filed with the Auditor General accounting for such advancements shall never exceed an amount approved by the Governor nor shall it in any case exceed the amount of the bond of the officer or individual having control of the disbursements from the funds advanced

Requisitions for advances hereunder to any departmental administrative board or commission must be approved by the department with which such board or commission is connected prior to the presentation thereof to the Auditor General

Any department board commission board of trustees or agency having received an advance hereunder shall

(1) Whenever required by the Auditor General file

specifically itemized vouchers in such form as may be prescribed by him accounting for all money expended out of such advance

(2) At the end of the appropriation period return to the State Treasury all unexpended balances of such advance before any advance shall be made out of any succeeding appropriation or requisition the Auditor General to credit the expiring appropriation and charge the new appropriation with the exact amount of cash on hand at end of the period Provided That advances to local county boards of assistance under the Public Assistance Law for reasonable emergency funds may be made before unexpended balances of advancements out of any previous appropriation are actually returned by such boards to the State Treasury

(3) Deposit all moneys advanced in the name of the Commonwealth in a State depository and certify the name thereof to the State Treasurer

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson	Gallagher.	McCosker.	Sax,
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk	Goodling.	McMillen	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller	Smith. O C.,
Bloom.	Greer.	Mills.	Smith. C M.,
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger	Mooney.	Sorg.
Bower.	Hall.	Moore C E.	Sproui.
Brelsch	Haller.	Moore. H A.	Stank.
Brice.	Haudensfield	Morrison	Stimmel.
Brown.	Helm.	Murray	Stockham
Brunner.	Henry.	Myers.	Stonier.
Buechlin.	Hewitt.	Najaka.	Stuart.
Cadwalader	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Nedham	Tahl.
Cassidy	Hoopes.	Neff.	Thomassy.
Chervenak	Horan.	Nelson	Thompson
Chudoff.	Imbt.	O'Connor.	Tompkins.
Clevenger.	Jennings.	O'Dare.	Tittle.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
D-mech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weldner.
Dix.	Laughner	Reese. D P.	Welss.
Dye.	Layer.	Reese. R E.	Wescott
Efenberg.	Lee.	Reilly. J M.	West.
Elder.	Leisey.	Reilly. W J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson	Yeakel.
Fish.	Lyons.	Root.	Yester.
Flls.	Madden.	Rose.	Yetzer.
Flack.	Madigan	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwaiter.
Foor.	McCormack.	Sarraf.	Speaker
Frost.			

NAYS—0.

NOT VOTING—I.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 372, Printer's No. 230.

Senate Bill No. 432, Printer's No. 498

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 446, as follows:

An Act to further amend section one of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of phonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" providing that corporations limited partnerships and joint stock associations holding certain taxable securities as mere custodian for the real owner shall not be taxed therefor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" as last amended by the act approved the eleventh day of May one thousand nine hundred forty-five (P. L. 447) is hereby further amended to read as follows

Section 1 Be it enacted &c That all personal property of the classes hereinafter enumerated owned held or possessed by any resident which as used in this section shall mean any person persons copartnership or unincorporated association or company resident located or liable to taxation within this Commonwealth or by any joint-stock company or association limited partnership bank or corporation whatsoever formed erected or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other state or government and liable to taxation within this Commonwealth whether such personal property be owned held or possessed by such resident in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity or by any resident as trustee agent or attorney-in-fact jointly with one or more trustees agents or attorney-in-fact domiciled in another state where such personal property is held and managed in this Commonwealth except as executor or administrator of the estate of a nonresident decedent and except as trustee for a resident or nonresident religious charitable or educational organizations no part of the net earnings of which inures to the benefit of any private stockholder or individual for the use benefit or advantage of any other person copartnership unincorporated association company joint-

stock company or association limited partnership bank or corporation and the equitable interest in any such personal property of the classes hereinafter enumerated owned held or possessed by any resident where the legal title of such personal property is vested in a trustee agent or attorney-in-fact domiciled in another state or where the legal title to such personal property is vested in more than one trustee agent or attorney-in-fact one or more of whom are domiciled in another state and one or more of whom are domiciled within this Commonwealth and such personal property is held and managed in another state and where such resident is entitled to receive all or any part of the income therefrom is hereby made taxable annually for county purposes and in cities coextensive with counties for city and county purposes at the rate of four mills on each dollar of the value thereof and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owing by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest all public loans whatsoever except those issued by this Commonwealth or the United States and except the public loans and obligations of any county city borough town township school district and incorporated district of this Commonwealth and except the bonds and obligations of bodies corporate and politic of this Commonwealth known as municipal authorities all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or any other state or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the terms thereof except such loans as are made taxable for State purposes by section seventeen of the act approved the twenty-second day of June one thousand nine hundred thirty-five (P. L. 414) as reenacted and amended all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government except shares of stock in any bank bank and trust company national banking association savings institution corporation or limited partnership liable to a tax on its shares or a gross premiums tax or liable to or relieved from the capital stock or franchise tax for State purposes under the laws of this Commonwealth and all moneys loaned or invested in other states territories the District of Columbia or foreign countries all other moneyed capital owing to individual citizens of the State Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loans shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debit balances owing by customers of bankers or brokers in the usual courses of business nor to interest bearing accounts in any bank or banking institution savings institution employees' thrift or savings association whether operated by employees or the employer or trust company nor to personal property held in the commercial department and owned in its own right by a banking institution savings institution or trust company in liquidation by a receiver trustee or other fiduciary nor to personal property formerly held by a banking institution in its own right but assigned by it to one or more trustees for liquidation and payment to the creditors and stockholders of such banking institutions it being the intent and purpose of this proviso that no tax be assessed or collected for the years one thousand nine hundred and thirty-five one thousand nine hundred and thirty-six one thousand nine hundred and thirty-seven one thousand nine hundred and thirty-eight one thousand nine hundred thirty-nine one thousand nine hundred and forty and thereafter upon the personal property enumerated herein nor shall this act apply to the proceeds of any life insurance policy

held in whole or in part by the insurer nor the principal value of annuities nor to any personal property held in any trust forming part of a stock bonus pension or profit sharing plan of an employer for the exclusive benefit of his employees or their beneficiaries which trust under the latest ruling of the Commissioner of Internal Revenue is exempted from Federal income tax. And provided further That the provisions of this act shall not apply to building and loan associations or to shares of stock issued by building and loan associations or to savings institutions having no capital stock and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the said four mills tax herein provided for or any part thereof or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the said four mills tax on any of the said such securities bonds or other evidences of indebtedness as may be held owned by or owing to the said savings institution having no capital stock. And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life casualty or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions. And provided further That corporations limited partnerships and joint-stock associations liable to tax on their shares or the aforesaid capital stock or franchise tax for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner except as mere custodian for the real owner and except as executor or administrator of the estate of a nonresident decedent and except as trustee for a resident or nonresident religious charitable or educational organization no part of the net earnings of which inures to the benefit of any private stockholder or individual shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals. And provided further That none of the classes of property made taxable by this section for county purposes and in cities coextensive with counties for city and county purposes shall be taxed or taxable for any other local purpose under the laws of this Commonwealth. And provided further That the provisions of this section shall not apply to personal property of the class hereinabove enumerated received or acquired with proceeds of money or property received from any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or from any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth by any person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth nor shall the provisions of this section apply to personal property held for the use benefit or advantage of any resident who shall have in each of the ten preceding calendar years given or contributed all of his net

income to any corporation organized or operated exclusively for religious charitable scientific literary or educational purposes

The value of the equitable interest in any personal property made subject to tax by this section shall be measured by ascertaining the value of the personal property in which such resident has the sole equitable interest or in case of divided equitable interests in the same personal property then by ascertaining such part of the value of the whole of such personal property as represents the equitable interest of such resident therein

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson	Gallagher,	McCosker.	Sax,
Andrews.	Getchey,	McCullough,	Scanlon,
Bane,	Gibson.	McDonald,	Schuster
Barrett,	Goff,	McKinney.	Scott,
Baumunk.	Goodling.	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker.
Bender,	Graybill,	Mikula,	Simons.
Bentzel,	Greenwood.	Miller,	Smith, C. C.
Bloom.	Greer,	Mills,	Smith, C. M.
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz.	Guthrie,	Mohr,	Sollenberger.
Boorse.	Gyger,	Mooney.	Sorg,
Bower,	Hall,	Moore C E.	Sproul,
Brelsch.	Haller,	Moore H A.	Stank,
Brice,	Haudenschild	Morrison,	Stimmel,
Brown.	Helm,	Murray,	Stockham.
Brunner.	Henry,	Myers,	Stonier.
Buchin.	Hewitt,	Najaka,	Stuart.
Cadwalader.	Hocker,	Naumann,	Swope,
Capano.	Hoffman.	Needham,	Tahl,
Cassidy	Hoopas,	Neff,	Thamassy.
Chervenak.	Horan.	Nelson,	Thompson.
Chudoff	Imbt,	O'Connor.	Tittle,
Clevenger.	Jennings	O'Dare,	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey
Cole,	Johnston.	O'Neill,	Turner.
Cook,	Jones,	Orban,	Upshur.
Cooper,	Jump.	Patten.	Vaughan.
Cordier.	Kean,	Petrosky,	Verona.
Costa,	Kelley.	Pichr ey,	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague,	Kent,	Polaski.	Waldron.
Dairymple.	Kirley,	Powers,	Wallin,
Davison.	Kline,	Price,	Walton.
De Long.	Kohl,	Propert.	Waterhouse.
Demech.	Kratz,	Ragot.	Watkins.
Dennison	Krise,	Readinger.	Watson.
Depuy.	Kurtz,	Reagan.	Weldner.
Dix.	Laughner	Reese D P.	Weiss,
Dye.	Layer.	Reese R E.	Wescott.
Efenberg.	Lee,	Relly, J M.	West,
Elder.	Lelsey,	Relly, W J.	Wheeler.
Erb	Livingston.	Richter	Wolf,
Evans.	Livingstone.	Riley,	Wood,
Ewing.	Loftus	Robbins,	Worley.
Feola	Lovett	Robertson	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss	Madden.	Rose,	Yetzer.
Flack.	Madigan	Rowen,	Young
Fleming.	Mazza.	Royer,	Lichter.walter
Foor.	McCormack	Sarra,	Speaker
Frost.			

NAYS—0.

NOT VOTING—1.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate

with information that the House of Representatives has passed the same without amendment.

RECONSIDERATION OF VOTE

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which Senate Bill No. 615, Printer's No. 383, entitled:

An Act making provisions for community property law providing that the act shall apply to husbands and wives and their property subsequent to the effective date of the act defining separate property and the community property of the husband and wife providing for the management control and disposition thereof including the homestead defining the ownership of funds on deposit in any bank or banking institution providing for the rights and remedies of creditors providing that either spouse may give or convey his or her community property to the other providing for disposition of community property on dissolution of marriage providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management control and disposition of community property providing for the administration and distribution of the interests of a deceased spouse in community property

on page 12 of today's calendar, bills on second reading, was ordered to be transcribed for third reading be reconsidered.

Mr. BRUNNER. Mr. Speaker, I second the motion.
The SPEAKER. How did the gentleman from Cameron, Mr. Tompkins, vote on ordering the bill to be transcribed for third reading.

Mr. TOMPKINS. In the affirmative, Mr. Speaker.
The SPEAKER. How did the gentleman from Montgomery, Mr. Brunner, vote on ordering the bill to be transcribed for third reading.

Mr. BRUNNER. In the affirmative, Mr. Speaker.
The motion was agreed to.

Mr. TOMPKINS. Mr. Speaker, I move that the vote by which the House agreed to the bill on second reading, be reconsidered.

The motion was agreed to.
Mr. TOMPKINS. Mr. Speaker, I move that the vote by which the title and sections 4 to 16 inclusive were agreed to be reconsidered.

The motion was agreed to.
Mr. TOMPKINS. Mr. Speaker, I move that the vote by which the House agreed to the amendments to section 3 be reconsidered.

The motion was agreed to.
Mr. TOMPKINS. Mr. Speaker, I withdraw the amendment offered to section 3.

On the question recurring,
Will the House agree to section 3?
It was agreed to.

Sections 4 to 16 inclusive and the title were separately read and agreed to.

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for third reading.

The SPEAKER. The Chair requests the gentleman from Cambria, Mr. Andrews, to preside.

Mr. ANDREWS IN THE CHAIR

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 458, as follows:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by providing for an extended high school course

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand seven hundred one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the seventh day of April one thousand nine hundred twenty-five (P. L. 166) is hereby further amended by adding at the end thereof the following paragraph

Section 1701
* * * * *

Upon approval of the Department of Public Instruction and of the county superintendent or district superintendent of the district in which any high school is located extended high school work of one or two years beyond that provided by a six year or four year or three year high school may be given in any school district of the Commonwealth. Such work shall be of less than college grade and given for not less than one hundred eighty days in each year and shall conform to the regulations established by the Department of Public Instruction

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson	Gallagher	McCosker.	Sax
Andrews	Getchey	McCullough.	Scanlon
Bane,	Gibson	McDonald	Schuster
Barrett,	Goff,	McKinney	Scott,
Baumunk	Goodling	McMillen	Serrill
Beech,	Gorman	Mihm	Shoemaker
Bender,	Graybill,	Mikula	Simons.
Bentzel	Greenwood	Miller	Smith C C.,
Bloom	Greer,	Mills,	Smith C M.,
Boles,	Griffiths,	Mintess	Snider
Bonawitz	Guthrie,	Mohr,	Sollenberger.
Boorse	Gyger	Mooney	Sorg
Bower	Hall	Moore C E.	Sproul
Brelsch	Haller,	Moore, H A	Stank
Brice,	Haudenshield	Morrison	Stimmel,
Brown	Helm	Murray	Stockham.
Brunner,	Henry,	Myers	Stonier
Bucchin,	Hewitt	Najaka,	Stuart.
Cadwalader	Hocker	Naumann	Swope
Capano	Hoffman	Needham.	Tahl,
Cassidy	Hoopes.	Neff,	Thomassy,
Chervenak	Horan,	Nelson	Thompson
Chudoff	Imbt,	O'Connor	Title.
Clevanger	Jennings	O'Dare,	Tompkins.
Cochran	Johnson,	O'Donnell	Toomey,

Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weldner,
Dix,	Laughner,	Reese D P.,	Weiss,
Dye,	Layer,	Reese R E.,	Wescott
Efenberg,	Lee,	Reilly, J M.,	West,
Elder,	Leisey,	Reilly, W J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter
Foor,	McCormack,	Sarraff,	Speaker.
Frost,			

NAYS—0.

NOT VOTING—1.

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 471, as follows:

An Act requiring operators political subdivisions and the Commonwealth to seal abandoned coal mines so as to protect streams from acid mine drainage conferring powers and imposing duties on the Department of Mines prescribing penalties and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as "The Coal Mine Sealing Act of 1947"

Section 2 The following words and phrases unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

(1) The term "abandoned coal mine" shall mean any coal mine or in which mining operations have ceased because of the complete exhaustion of coal or the exhaustion of coal which it is practical to mine within the foreseeable future or where exemption from taxation has been allowed because of the absence of mineable coal

(2) The term "mine sealing" shall mean the closing of openings into a mine in such a manner as to permit the outflow of water that may accumulate therein while at the same time preventing the flow of appreciable quantities of aid into the mine The purpose of such sealing is to minimize or stop the formation of acid in the water as it flows through the mine

(3) The term "operator" shall mean any lessee person political subdivision or the Commonwealth of Pennsylvania

(4) The term "department" shall mean the "Department of Mines" as now organized and operating in the Commonwealth of Pennsylvania

(5) The term "Openings" shall mean all shafts slopes drifts and tunnels

Section 3 (a) All operators engaged in the mining of coal in this Commonwealth shall upon the abandonment of a mine seal any and all openings leading from such

mine to the surface through which water may flow into any of the steams of this Commonwealth and though which appreciable quantities of air may enter the mine Such sealing shall be started within sixty (60) days of abandonment and shall be diligently carried on to completion in all cases sealing shall be completed within six (6) months following abandonment

(b) The operator last engaged in the operation of mines abandoned prior to the effective date of this act not heretofore sealed shall within six (6) months after the effective date of this act seal any and all openings leading from such mine to the surface through which water may flow into any of the streams of this Commonwealth and through which appreciable quantities of air may enter the mine provided that the mine is in the possession of the said operator

(c) The location and nature of any such seals which may be erected shall be in accordance with the requirements of or with plans furnished by the department provided that the sealing of such mine shall not interfere with any other mine or endanger life or property in any community

Section 4 In cases where the operator is not in possession of the abandoned coal mine upon the effective date of this act the work of sealing the openings and the cost of such work shall be assumed by the Commonwealth and shall be paid out of any appropriation made to the department for this purpose

Section 5 After a mine has been sealed to the satisfaction of the department the maintenance of such seals shall be the duty of the Commonwealth of Pennsylvania acting through the department

Section 6 The department or its representatives is hereby authorized to enter upon any lands where openings to abandoned mines are located for the purpose of sealing such openings for inspecting and maintaining such seals and for putting into effect the provisions of this act Such entry shall not be construed as an act of condemnation of property or of trespass thereon

Section 7 The sum of one million ninety thousand dollars (\$1,090,000) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Mines for the use of the department in carrying out the provisions of this act

Section 8 Any person who removes or destroys and seal erected for the purposes described in this act or who penetrates by means of shaft slope drift tunnel or otherwise any sealed mine without first having received the approval of the department shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine not less than one hundred dollars (\$100) nor more than one thousand dollars (\$1000) or in the case of individuals or the responsible officers and agents of corporations and associations to undergo imprisonment for a period of not more than one (1) year or both

Section 9 On and after the passage of this act any operator who refuses or neglects to properly seal mine openings in accordance with plans submitted by the Department of Mines shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of not less than one hundred dollars (\$100) nor more than one thousand dollars (\$1000) or in the case of individuals or the responsible officers and agents of corporations and associations to undergo imprisonment for a period of not more than one (1) year or both

Section 10 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson.	Gallagher	McCosker.	Sax.
Andrews.	Getchey	M Cullough	Scanlon.
Bane.	Gibson.	McDonald	Schuster
Barrett.	Goff.	McKinney	Scott.
Baumunk.	Goodling	McMillen	Serrill.
Beech.	Gorman.	Mihm	Shoemaker
Bender.	Graybill.	Mikula	Simons
Bentzel.	Greenwood	Miller	Smith J C
Bloom.	Greer.	Mills.	Smith C M
Boles.	Griffith.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr	Sollenberger
Boorse.	Gyger	Mooney	Sorg.
Bower.	Hall	Moore C E	Sproul
Breisach	Haller.	Moore H A	Stank
Brice	Haudenschild	Morrison	Stimmel
Brown	Heim.	Murray	Stockham
Brunner.	Henry	Myers.	Stonier
Bucchin.	Hewitt.	Najaka.	Stuart
Cadwalader	Hocker	Naumann	Swope
Capano.	Hoffman	Needham	Tahl
Cassidy.	Houpes.	Neff	Thomassy
Chervenak.	Horan.	Neison	Thompson
Chudoff	Imbt.	O'Connor	Tittle.
Clevenger	Jennings	O'Dare	Tompkins
Cochran.	Johnson.	O'Donnell	Toomey
Cole.	Johnston	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus
Crowley	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kilne.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weldner.
Dix.	Laughner	Reese D P.	Weiss.
Dye.	Layer.	Reese R E.	Westcott.
Efenberg.	Lee.	Reilly J M.	West.
Elder.	Leisey.	Reilly W J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack	Sarraif.	Speaker
Frost.			

NAYS—0.

NOT VOTING—1.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 491, Printer's No. 231,

Senate Bill No. 493, Printer's No. 375 and

Senate Bill No. 533, Printer's No. 937

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 551, as follows:

An Act guaranteeing any person accused of the commission of crime the protection of the law providing the procedure therefor and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 If a criminal prosecution shall have been instituted or a warrant of arrest issued or an arrest made or attempted to be made with the intent of criminal prosecution in the courts of any county against any person within the jurisdiction of said county whether or not he be a citizen of the United States and such person shall have reasonable cause to believe that he will be denied the equal protection of the laws by the county within whose jurisdiction he is or by any officer or resident of such county such person shall have a right to appeal to the Superior Court for transfer of his custody to another county to insure the protection of the courts and officers of the Commonwealth as guaranteed by the Constitution

Section 2 (a) Whenever any person within this Commonwealth or any person on his behalf shall file with the prothonotary of the Superior Court a duly verified petition alleging that (1) said petitioner is charged with or has been arrested for the commission of or participation in some offense the nature of which shall be described in detail (2) some other person of his race color nationality or religion within the jurisdiction of said county charged with a crime similar to that with which the petitioner is charged or for which he has been arrested has been put to death without trial brutally assaulted or otherwise maltreated or has been denied trial by due course of law in the courts of said county (3) said petitioner has reason to believe that because of his race color nationality or religion which shall be specified he is likely to be denied the equal protection of the laws either by the courts the officers of the law or other persons of the county within which he is a sojourner the prothonotary of said court shall issue forthwith to a member of the Pennsylvania State Police a warrant commanding him to take into custody and produce for a hearing before said court the body of the person in jeopardy for whom said petition was filed

(b) Said warrant shall be the authority of the Pennsylvania State policeman to arrest and detain the petitioner to remove him from the custody of any officer or person in whose legal custody he may be found awaiting trial or indictment and to protect him from assault or injury until delivered into the custody of the Superior Court

Section 3 The petitioner shall be entitled to a summary hearing before a judge or judges of the Superior Court If the allegations set forth in the petition be not sustained the petitioner shall be returned to the custody of the officer or person from whom he shall have been removed but if the original arrest be made by the Pennsylvania State policeman he shall be set at liberty and in either event the costs of the proceedings shall be assessed against the petitioner If the petition be sustained the petitioner shall be remanded to the custody of the Superintendent of the Pennsylvania State Police or committed to a proper penal institution to await trial in a court of quarter sessions of the peace or over and terminer of such county as shall be designated by the Superior Court upon such indictment information or other charges as may have been or may be made or returned against him The county so designated shall have and possess jurisdiction to try and determine any and all proceedings upon indictment or information which may have been removed from the county of original jurisdiction

Section 4 Whoever shall rescue or attempt to rescue take abduct or aid in escaping any person arrested under the authority of a warrant issued under the provisions of this act or shall harbor or conceal any person for whose arrest such warrant shall have been issued so as to prevent his discovery and arrest with knowledge that such warrant has been issued is guilty of a crime and shall be subject to a fine not exceeding one thousand dollars (\$1000) or imprisonment not exceeding one year or both Should said prisoner be killed in taking or rescuing him it shall be murder and all persons participating in the taking or rescue shall be guilty thereof

Section 5 (a) Whoever constitutes part of a mob or a riotous assemblage of three or more persons acting open-

ly in concert in violation of law in putting to death any person or persons within the jurisdiction of said county shall be guilty of murder

(b) Any county in which such unlawful putting to death may occur through the default of the duly constituted officers thereof shall be subject to a forfeiture of twenty-five thousand dollars (\$25,000) which shall be recovered by action prosecuted by the Attorney General in the name of the Commonwealth in a court of common pleas of any county within the Commonwealth other than the county in which such unlawful killing occurred. Such forfeiture shall go to the use of the dependents if any of the person or persons so put to death and if none for the use of the Commonwealth. If such forfeiture be not paid upon recovery of judgment the court in which said judgment was recovered shall have jurisdiction to enforce payment by mandamus levying and collecting a tax therefor or other appropriate process. All persons who disobey or fail to comply with any lawful order of the court in the premises shall be guilty of contempt.

(c) Any officer having the duty or power of preservation or conservation of the peace and having reasonable cause to believe that such an unlawful killing is being perpetrated or is to be attempted and neglects or omits to make all reasonable efforts to prevent the same and any officer having the duty or power of prosecuting criminal offenses at such time and place who neglects or omits to make all reasonable efforts to prosecute under the laws of the Commonwealth all persons participating in such mob or assemblage as hereinbefore described shall be guilty of a crime and upon conviction thereof shall be sentenced to pay a fine of five thousand dollars (\$5000) or to undergo imprisonment for five (5) years or both.

(d) Every officer having legal custody of any person charged with or held to answer for any crime or offense who permits such person to be taken from his custody by a mob or riotous assemblage of three or more persons acting openly in concert in violation of law for the purpose of putting such person to death or inflicting bodily violence upon him shall be guilty of a crime and upon conviction thereof shall be sentenced to pay a fine not exceeding five thousand dollars (\$5000) or to undergo imprisonment not exceeding five (5) years or both.

Section 6 It shall be the duty of the Attorney General in any prosecution for any of the offenses defined in this act or in any action for forfeiture as herein provided to make diligent inquiry of the qualifications of all persons called for jury service at such term of court. And he shall have the right to present such information as may be ascertained to challenge the qualifications of such jurors. Every person who shall have participated in the lynching or in the putting to death of or of the infliction of bodily violence upon any person without authority of law who has expressed his approval of lynching or in justification or excuse thereof shall be disqualified from jury service. And every person who refuses to answer any inquiry on his voir dire on the ground that he may thereby incriminate himself shall also be ineligible to serve as a juror.

Section 7 Section three hundred twenty-six of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" is hereby repealed.

All other acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson, Gallagher, McCosker, Sax,

Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith C. C.
Bloom.	Greer.	Millis.	Smith C. M.
Boles.	Griffiths.	Mintese.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore C. E.	Sjroul.
Breisch.	Haller.	Moore H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Heim.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Jassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Neison.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Keiley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dairymple.	Kirley.	Powers.	Wallin.
Davison.	Kilne.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D. P.	Weiss.
Dye.	Layer.	Reese R. E.	Wescott.
Effenberg.	Lee.	Reilly J. M.	West.
Elder.	Leisey.	Reilly W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Flash.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
F'ack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarra.	Speaker
Frost.			

NAYS—0.

NOT VOTING—1.

Frout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 571, as follows:

An Act to further amend section four hundred twenty-seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and

administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in and all other assistants and employes of certain departments which the number and compensation of the deputies and commissions shall be determined" increasing the salaries of members of the State Athletic Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred twenty-seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment to certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by the act approved the twenty-first day of June one thousand nine hundred thirty-seven (P. L. 1865) is hereby further amended to read as follows

Section 427 State Athletic Commission The State Athletic Commission shall consist of three members who shall be appointed for terms of two years and the Secretary of Revenue ex officio

Each member of the commission except the Secretary of Revenue shall receive a salary of [five] [thousand] five thousand five hundred dollars per annum

Two members of the commission shall constitute a quorum and the concurrence of at least two members of the commission shall be necessary to render valid any action by the commission

The commission may appoint such number of deputies as shall be approved by the Executive Board whose compensation shall be fixed by the commission with the approval of the Governor

The commission may with the approval of the Secretary of Revenue appoint a secretary who shall receive a salary to be fixed by the commission with the approval of the Governor

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Aaronson.	Frost.	McCormack.	Sarra.
Andrews.	Gallagher	McCosker.	Sax.
Bane.	Getchey	McClough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster
Baumunk.	Goff.	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker
Bentzel	Graybill	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith, C. C.
Boes.	Greer.	Mills.	Smith, C. M.
Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger
Bower.	Gyger.	Mooney.	Sorg.
Brelsich	Hall.	Moore C. E.	Sproul.

Brice.	Haller.	Moore, A. A.	Stank
Brown.	Haudensheid	Morrison	Stimmel.
Brunner	Heim.	Murray.	Stockham.
Buochin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Little.
Cochran.	Jennings.	O'Dare.	Tompkins.
Cole.	Johnson.	O'Donnell	Toomey.
Cook.	Johnston.	O'Neill	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner
Dalrymple.	Kent.	Polaski.	Waldron.
Davidson.	Kirli.	Powers.	Wallin.
De Long.	Kline.	Price.	Walton.
Demech.	Kohl.	Proper.	Waterhouse
Dennison.	Kratz.	Ragot.	Watkins.
Depuy.	Krise.	teadinger.	Watson.
Dix.	Kurtz.	Reagan.	Weidner.
Dye.	Laughner.	Reese, D. P.	Wescott.
Efenberg.	Layer.	Reese, R. E.	West.
Elder.	Lee.	Reilly, J. M.	Wheeler.
Erb.	Lelsey.	Reilly, W. J.	Wolf.
Evans.	Livingston.	Richter.	Wood.
Fving.	Livingstone.	Riley.	Yeakel.
Feola.	Loftus.	Robbin.	Yester.
Fish.	Lovett.	Robertson.	Yetzer.
Fiss.	Lyons.	Root.	Young.
Flack.	Madden.	Rose	Lichtenwalter.
Fleming.	Madigan.	Rowen.	Speaker.
Foor.	Mazza.	Royer.	

NAYS—2

Weiss.

Worley.

NOT VOTING—1

Frout

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 588, as follows:

An Act to further amend section one thousand four hundred eighteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring the furnishing of free transportation or board and lodging in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand four hundred eighteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the acts approved the thirteenth day of May

one thousand nine hundred thirty-seven (P. L. 605) the first day of July one thousand nine hundred thirty-seven (P. L. 2583) and the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 787) is hereby further amend to read as follows

Section 1418 (a) In case there is no public school in session within two miles by the nearest public highway of the residence of any child such child shall be exempt from the provisions of this act relating to compulsory attendance unless proper free transportation be furnished to such child to and from school If proper free transportation is furnished to any such child of compulsory school age to and from school the Commonwealth shall reimburse any school district of the fourth class or any school district of the third class which is located wholly within the boundary lines of a township furnishing such transportation in the same manner and amounts as provided for in this act for transportation of pupils from closed schools In all school districts under the direction of a county superintendent all transportation routes to be used after the first day of July one thousand nine hundred and thirty-eight shall be established with the advice and assistance of the county board of school directors In any case where after such date two or more such districts jointly use the same transportation facilities the cost of such transportation shall subject to the approval of the State Council of Education be apportioned among such districts by the county board of school directors

(b) After the first day of July one thousand nine hundred forty-nine in case there is no public school with the proper grades in session within two miles by the shortest public highway of the residence of any child in a school district of the fourth class or in a township which is a school district of the third class such child shall be furnished proper transportation at the expense of the school district to and from a school with the proper grades

(c) When it is not feasible to provide such transportation the board of school directors may in lieu thereof with the approval of the Department of Public Instruction pay for suitable board and lodging for any such child Provided That in no case shall the State's share of the cost exceed one dollar (\$1) per day per pupil for the actual number of days such pupil is in attendance at school not exceeding five days in any one week

(d) It shall be unlawful for any driver or owner of a vehicle transporting pupils under a contract with a school district or for any member of or board of school directors to demand request or accept any compensation for transporting pupils other than the compensation stipulated in the contract filed with and approved by the Department of Public Instruction

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Gallagher.	McCosker,	Sax,
Andrews	Getchey.	McCullough.	Scanton.
Bane,	Gibson.	McDonald.	Schuster.
Barrett.	Goff,	McKinney.	Scott.
Baumunk.	Goodling.	McMillen	Serrill.
Beech,	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons
Bentzel.	Greenwood.	Miller	Smith O G.
Boom.	Greer.	Mills.	Smith O M.
Boles	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger
Boorse.	Gyger.	Mooney	Sorg.
Bower.	Hall.	Moore C B.	Sproul
Breisch.	Haller.	Moore H A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Buchin.	Hewitt.	Najaka.	Stuart.

Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson	Thompson.
Chudoff.	Imbt.	O'Connor	Tittle.
Clevenger.	Jennings	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell	Toomey
Cole.	Johnston.	Orban.	Turner.
Cook.	Jones.	Patten.	Upshur.
Cooper.	Jump.	Petrosky	Vaughan.
Cordler.	Kean.	Pichney.	Verona.
Costa.	Kelley	Pickens.	Wachhaus.
Crowley.	Kemp.	Polaski	Wagner
Dague.	Kent.	Powers	Waldron.
Dalrymple.	Kirley	Price.	Wallin.
Davison.	Kline.	Propert.	Walton.
De Long.	Kohl.	Ragot.	Waterhouse.
Demech.	Kratz.	Readinger	Watkins.
Dennison.	Krise.	Reagan.	Watson.
Depuy	Kurtz.	Reese D P.	Weidner.
Dix.	Laughner.	Reese R E.	Weiss
Dye.	Layer.	Reilly. J M.	Wescott.
Efer berg.	Lee.	Reilly. W J	West.
Elder.	Lelsey.	Richter.	Wheeler.
Erb	Livingston.	Riley	Wolf.
Evans.	Livingstone.	Robbins.	Wood.
Ewing.	Loftus.	Robertson.	Worley.
Feola.	Lovett.	Root.	Yeakel.
Fish.	Lyons.	Rose.	Yester.
Fiss.	Madden.	Rowen.	Yetzer.
Flack.	Madigan.	Royer.	Young.
Fleming.	Mazza.	Sarra.	Lichtenwalter.
Foor.	McCormack.		Speaker.
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection,

Senate Bill No. 600, Printer's No. 580 were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 602, as follows:

A Further Supplement to the act approved the first day of April one thousand eight hundred sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to carry into effect the act of Congress approved July second one thousand eight hundred and sixty-two granting public land to the several states for educational purposes and subsequent acts of Congress related thereto and the act of the Legislature of Pennsylvania approved the first day of April one thousand eight hundred sixty-three and subsequent acts of the Legislature of Pennsylvania accepting the provisions and conditions of said acts of Congress and pledging the faith of the State to carry the same into effect the sum of nine million one hundred fifty-two thousand dollars (\$9,152,000) is hereby specifically appropriated for the two fiscal years beginning June first one thousand nine hundred forty-seven to the trustees of The Pennsylvania State College for the following purposes

(1) For the general maintenance of instruction research and extension in the School of Agriculture the Mont Alto State Forest School the School of Engineering the School of the Liberal Arts the School of Mineral Industries the School of Chemistry and Physics the School of Education the Graduate School the School of Physical Education and Athletics for the general maintenance of other schools departments offices and services including repairs and improvements to the grounds and buildings service of light heat power water and sewage disposal salaries and wages materials supplies equipment books and periodicals insurance and interest and such other expenditures as the trustees may deem necessary and practicable the sum of eight million five hundred ninety-nine thousand dollars (\$8,599,000)

(2) For the use of the School of Agriculture for expenditure by the Agricultural Experiment Station for the support of research and investigation directed toward the development and production of superior strains of crops and livestock and to develop more efficient methods of producing and marketing such products the sum of two hundred ten thousand dollars (\$210,000)

(3) For the maintenance and the support of research and experimental investigation on problems relating to the petroleum industry of the State the sum of seventy thousand dollars (\$70,000)

(4) For the purpose of carrying on research and investigation to discover by-products of anthracite and bituminous coal and uses therefor of developing new scientific chemical industrial domestic and other uses and new and extended markets for anthracite coal and its products and for employing engineers chemists technical experts assistants clerks stenographers and other employes and purchasing such machinery supplies equipment apparatus and other things necessary in the furtherance of the aforesaid research and investigation to be used by the School of Mineral Industries under the supervision of the Department of Mines the sum of ninety-eight thousand dollars (\$98,000) Provided That the moneys appropriated by this clause shall be available and expended only to the extent that a sum equal to fifty per centum of the amount to be expended by the Commonwealth has been procured and made available by the members of the anthracite and bituminous coal industry

(5) For the support of research and investigation of basic problems affecting the slate industry the sum of forty-nine thousand dollars (\$49,000)

(6) For the support of research and investigation of long range basic problems affecting the mineral industries the sum of fifty-six thousand dollars (\$56,000)

(7) For the purpose of matching money contributed by industry to the School of Mineral Industries for research and investigation of long range basic problems affecting the mineral industries the sum of seventy thousand dollars (\$70,000) Provided That no more shall be expended from this item than may be required to match an equal sum contributed by one or more industries for such research and investigation Affidavits evidencing such contributions shall be submitted by the college to the Auditor General

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.

Bloom.	Greer.	Mills.	Smith, C. M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.	Sproul.
Brelsich.	Haller.	Moore, H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Heim.	Murray.	Stockham
Brunner.	Henry.	Myers.	Stonier.
Buechlin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tonpkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dairymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Deputy.	Kurtz.	Reagan.	Weldner.
Dix.	Laughner.	Reese D. P.	Weiss.
Dye.	Layer.	Reese, R. E.	Wescott.
Eisenberg.	Lee.	Reilly, J. M.	West.
Elder.	Leisey.	Reilly, W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarraff.	Speaker.
Frost.			

NAYS—0

NOT VOTING—1

Frout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 607, as follows:

An Act providing for and extending the time during which taxes on seated and unseated lands for the tax year one thousand nine hundred forty-four and previous years shall be liens and during which the county treasurer shall have the right to sell the lands on which such taxes are liens for the payment of such taxes reviving such liens and restoring the treasurer's right to sell such lands in certain cases and saving the rights of intervening purchasers mortgages lien holders and other encumbrance holders

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whenever any county city borough town township school or poor taxes on seated and unseated lands for the tax year one thousand nine hundred forty-four or any previous year have been returned to the county commissioners and such taxes have not been paid in full and no sale for such taxes has been held all such taxes so returned shall be liens on the real estate including veins of coal assessed for tax purposes upon which they were liens at the time of such returns for a period of five years from

the effective date of this act Provided That any such lien be filed in the office of the prothonotary of the proper county within one year after the effective date of this act and thereafter the revival preservation and enforcement of said lien shall be governed in all respect by the provisions of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207)

Section 2 Whenever any county city borough town township school or poor taxes for the tax year one thousand nine hundred forty-four or any previous year have been heretofore returned to the county commissioners and the lien of such taxes still unpaid has been lost or the right of the county treasurer to sell the real estate including veins of coal assessed for tax purposes upon which such taxes were liens at the time of such return has expired by reason of the failure or neglect of the county treasurer to revive such liens by filing the same in the office of the prothonotary or to adjourn or readjourn any tax sale or to advertise or give notice of any sale or of any adjournment or of any readjournment of sale as required by law or to secure the consent of the county commissioners or the approval of the court to any adjournment or readjournment of a tax sale or to hold a tax sale at or before the time of holding any tax sale on any other year's taxes the lien of any such taxes is hereby revived and the right of treasurer's sale thereon is hereby restored and such liens shall continue for a period of five years from the effective date of this act Provided That any such lien be filed in the office of the prothonotary of the proper county within one year after the effective date of this act and thereafter the revival preservation and enforcement of said lien shall be governed in all respect by the provisions of the act approved the sixteenth day of May one thousand nine hundred twenty-three (P. L. 207)

Section 3 The lien of any such taxes shall not reattach against and the county treasurer shall have no right to sell for such taxes any real estate or veins of coal transferred to any purchaser during the time when the lien of any such taxes was lost nor shall the lien of any such taxes or the right to sell the real estate or veins of coal for such taxes impair or affect the priority of any mortgage lien or other encumbrance which gained priority during the time when the lien for such taxes was lost

Section 4 Where any taxes have heretofore been filed as liens in the office of the prothonotary by the county treasurer and said taxes together with fees and costs are collected or received by the county treasurer the county treasurer shall have the power and his duty shall be to mark satisfied the records of the prothonotary on which such liens have been entered

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelschi,	Haller,	Moore, H A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Buochin,	Hewitt,	Nz Jaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,

Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor	Tittle,
C'eveenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D P.,	Weiss,
Dye,	Layr,	Reese, R E.,	Wescott,
Efenberg,	Lee,	Rellly, J M.,	West,
Elder,	Lelsey,	Rellly, W J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foot,	McCormack,	Sarra,	Speaker
Frost			

NAYS—0

NOT VOTING—1

Prout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 608, as follows:

An Act to further amend section four hundred nine of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" increasing the salary of the chairman of the Pennsylvania State Board of Censors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred nine of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments

boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by the act approved the first day of June one thousand nine hundred thirty-one (P. L. 350) is hereby further amended to read as follows

Section 409 Pennsylvania State Board of Censors The Pennsylvania State Board of Censors shall consist of three residents and citizens of Pennsylvania well qualified by education and experience to act as censors of motion-picture films and stereoptican views or slides One member of the board shall be designated as chairman one member as vice-chairman and the other member as secretary thereof

The chairman of the board shall receive a salary of [four thousand eight hundred] fifty-five hundred dollars per annum and the vice-chairman and secretary shall each receive a salary of four thousand five hundred dollars per annum

Two members of the board shall constitute a quorum

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Aaronson,	Frost,	McCormack,	Sarraff,
Andrews,	Gallagher,	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon,
Barrett,	Gibson,	McDonald,	Schuster,
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen,	Serrill,
Bender,	Gorman,	Mihm,	Shoemaker,
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood,	Miller,	Smith C C.,
Boies,	Greer,	Mills,	Smith C M.,
Bonawitz,	Griffiths,	Mintess,	Snider,
Boorse,	Guthrie,	Mohr,	Sollenberger,
Bower,	Gyger,	Mooney,	Sorg,
Brelsach,	Hall,	Moore, C. E.,	Sproul,
Brice,	Haller,	Moore, H. A.,	Stank,
Brown,	Haudenschild,	Morrison,	Stimmel,
Brunner,	Helm,	Murray,	Stockham,
Bucchin,	Henry,	Myers,	Stonier,
Cadwalader,	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope,
Cassidy,	Hoffman,	Needham,	Tahl,
Chervenak,	Hoopes,	Neff,	Thomassy,
Chudoff,	Horan,	Nelson,	Thompson,
Clevenger,	Imbt,	O'Connor,	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins,
Cole,	Johnson,	O'Donnell,	Toomey,
Cook,	Johnston,	O'Neill,	Turner,
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan,
Costa,	Kean,	Petrosky,	Verona,
Crowley,	Kelley,	Pichney,	Wachhaus,
Dague,	Kemp,	Pickens,	Wagner,
Dalrymple,	Kent,	Polaski,	Waldron,
Davison,	Kirley,	Powers,	Wallin,
De Long,	Kilne,	Price,	Watson,
Demech,	Kohl,	Propert,	Watkins,
Dennison,	Kratz,	Ragot,	Watson,
Depuy,	Krise,	Readinger,	Weidner,
Dix,	Kurtz,	Reagan,	

Dye,	Laughner,	Reese D P.,	Wescott,
Ehrenberg,	Layer,	Reese R E.,	West,
Elder,	Lee,	Reilly, J M.,	Wheeler,
Erb,	Leisey,	Reilly W. J.,	Wolf,
Evans,	Livingston,	Richter,	Wood,
Ewing,	Livingstone,	Riley,	Yester,
Feola,	Loftus,	Robbins,	Yeakel,
Flash,	Lovett,	Robertson,	Yetzer,
Fiss,	Lyons,	Root,	Young,
Flack,	Madden,	Rose,	Lichtenwalter,
Fleming,	Madigan,	Rowen,	Speaker,
Foor,	Mazza,	Royer,	

NAYS—2

Weiss,

Worley,

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection,

Senate Bill No. 609, Printer's No. 578 was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 623, as follows:

An Act making an appropriation to the trustees of The Pennsylvania State College for the construction of buildings the furnishings of housing and other facilities and services the purchase of equipment and supplies and for other necessary expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to assist in providing educational facilities and services for the greatly increased number of students a majority of whom are veterans of the United States armed forces now enrolled at The Pennsylvania State College or petitioning for admission thereto there is hereby specifically appropriated to the trustees of The Pennsylvania State College the sum of six million dollars (\$6,000,000) to be used for any or all of the following purposes as said trustees may determine

(a) For the construction and furnishing of temporary housing facilities for students and faculty attending or employed by The Pennsylvania State College together with the necessary utility services roads walks grading and landscaping connected therewith

(b) To assist The Pennsylvania State College to finance the cost of construction equipment and furnishing of permanent housing feeding and medical facilities together with the necessary utility services including roads walks grading and landscaping for the accommodation and care of students at The Pennsylvania State College and for such other expenditures connected therewith as the trustees of the college may deem necessary

(c) To supplement the allocation of funds for the construction of academic buildings at The Pennsylvania State College made under the authority and according to the provisions of Act 72-A Laws of 1945 of the Commonwealth of Pennsylvania

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Frost,	McCosker,	Sax,
Andrews,	Gallagher,	McCullough,	Scanlon,
Andrews,	Getchey,	McDonald,	Schuster,
Bane,	Gibson,	McKinney,	Scott,
Barrett,	Goff,	McMillen,	Serrill,
Baumunk,	Goodling,	Mihm,	Shoemaker,
Beech,	Gorman,	Mikula,	Simons,
Bender,	Graybill,	Miller,	Smith, C. C.,
Bentzel,	Greenwood,	Mills,	Smith, C. M.,
Bloom,	Greer,	Mintess,	Snider,
Boles,	Griffiths,	Mohr,	Sollenberger,
Bonawitz,	Guthrie,	Mooney,	Sorg,
Boorse,	Gyger,	Moore, C. E.,	Sproul,
Bower,	Hall,	Moore, H. A.,	Stank,
Brelsich,	Haller,	Morrison,	Stimmer,
Brice,	Haudenshield,	Murray,	Stockham,
Brown,	Helm,	Myers,	Stonier,
Brunner,	Henry,	Najaka,	Stuart,
Bucchin,	Hewitt,	Naumann,	Swope,
Cadwalader,	Hocker,	Needham,	Tahl,
Capano,	Hoffman,	Neff,	Thomassy,
Cassidy,	Hoopes,	Nelson,	Thompson,
Chervenak,	Horan,	O'Connor,	Tittle,
Chudoff,	Imbt,	O'Dare,	Tompkins,
Clevenger,	Jennings,	O'Donnell,	Toomey,
Cochran,	Johnson,	O'Neill,	Turner,
Cole,	Johnston,	Orban,	Upshur,
Cook,	Jones,	Patten,	Vaughan,
Cooper,	Jump,	Petrosky,	Verona,
Cordier,	Kean,	Pichney,	Wachhaus,
Costa,	Kelley,	Pickens,	Wagner,
Crowley,	Kemp,	Polaski,	Waldron,
Dague,	Kent,	Powers,	Wallin,
Dairymple,	Kirley,	Price,	Walton,
Davison,	Kline,	Propert,	Waterhouse,
De Long,	Kohl,	Ragot,	Watkins,
Demech,	Kratz,	Readinger,	Watson,
Dennison,	Krise,	Reagan,	Weidner,
Depuy,	Kurtz,	Reese D. P.,	Weiss,
Dix,	Laughner,	Reese R. E.,	Wescott,
Dye,	Layer,	Relly, J. M.,	West,
Efenberg,	Lee,	Relly, W. J.,	Wheeler,
Elder,	Lelsey,	Richter,	Wolf,
Erb,	Livingston,	Riley,	Wood,
Evans,	Livingstone,	Robbins,	Worley,
Ewing,	Loftus,	Robertson,	Yeakel,
Feola,	Lovett,	Root,	Yester,
Fiss,	Lyons,	Rose,	Yetzer,
Fish,	Madden,	Rowen,	Young,
Flack,	Madigan,	Royer,	Lichtenwalter,
Fleming,	Mazza,	Sarra,	Speaker,
Foor,	McCormack,		

NAYS—0

NOT VOTING—1

Trout

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 665, as follows:

A Supplement to the act approved the seventh day of August one thousand nine hundred forty-one (P. L. 887) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor and the Department of Welfare to acquire certain land adjacent to and for the use of the Scranton State Hospital providing for the improvement and use thereof authorizing the City of Scranton to pay the costs of such improvements in whole or in part and making an appropriation" making an appropriation to the Department of Property and Supplies for the payment of the

cost of acquiring certain property and the improvement and beautification thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of thirty-five thousand dollars (\$35,000) or so much thereof as may be necessary is hereby appropriated to the Department of Property and Supplies for the payment necessary for the acquisition of property authorized by the act to which this is a supplement and the expenses incident thereto including title searches and the improvement and beautification thereof after being acquired

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsich,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenshield,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese D. P.,	Weiss,
Dye,	Layer,	Reese R. E.,	Wescott,
Efenberg,	Lee,	Relly, J. M.,	West,
Elder,	Lelsey,	Relly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fiss,	Lyons,	Root,	Yester,
Fish,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarra,	Speaker,
Frost,			

NAYS—0

NOT VOTING—1

Trout

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 670, as follows:

An Act to further amend section one thousand four hundred two of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" defining the residence of certain children living upon State owned property and providing for certain Commonwealth reimbursements

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand four hundred two of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the thirtieth day of April one thousand nine hundred twenty-five (P. L. 378) is hereby further amended to read as follows

Section 1402 A child shall be considered a resident of the school district in which his parents or the guardian of his person resides When a resident of any school district keeps in his home a child of school age not his own supporting the child gratis as if it were his own such child shall be entitled to all free school privileges accorded to resident school children of the district including the right to attend the public high school maintained in such district or in other districts in the same manner as though such child were in fact a resident school child of the district and shall be subject to all the requirements placed upon resident school children of the district Provided That before accepting such child as a pupil the board of school directors of the district may require such resident to file with the secretary of the board a sworn statement that he is a resident of the district tha he is supporing he child gratis that he will assume all personal obligations for the child relative to school requirements and that he intends to so keep and support the chil continuously and not merely through the school term

A child whose parents reside on State owned property shall be considered a resident of the school district in which such State owned property is located and such child shall be entitled to all free school privileges accorded to resident school children of the district including the right to attend the public high school maintained in such district or in other districts in the same manner as though such child were in fact a resident school child of the district and the State shall reimburse the district for the suition charge of such child The amount of such tuition charges shall be determined as provided by section one thousand two hundred sixty of the act to which this is an amendment and shall be paid by the State at the same times and in the same manner a sother reimbursements are paid upon certifications by the school district to the Superintendent of Public Instruction as required

by section one thousand two hundred fifty-two of the act to which this is an amendment

When a non-resident child is placed in the home of a resident of any school district by order of court or by arrangement with an association agency or institution having the care of neglected and dependent children such resident being compensated for keeping th child any child of school age so placed shall be entitled to all free school privileges accorded to resident school children of the district including the right to attend the public high school maintained in such district or in other districts in the same manner as though such child were in fact a resident school child of the district and the State shall reimburse the district for the education of such child to an amount not exceeding the actual average cost of tuition text-books and supplies for the district's children of similar grade or for other pupils pursuing similar studies for the same length of time such reimbursement to be made out of the money appropriated by the General Assmby for the maintenance and support of the public schools of this Commonwealth Provided That the school district may not be required to accept such children in its schools when their acceptance would involve additional provisions for transportation by the district or would require the district to provide additional teachers or rooms at an expense greater than the amount of reimbursement paid to the district by the State

Any resident of any school district before accepting custody of a non-resident child of school age for compensation by order of court or by arrangement with an association agency or institution having the care of dependent or neglected children must secure from the superintendent of schools suprvising principal or school board in that district a statement in writing that the child can be accommodated in the schools of the district or that the child cannot be so accommodated and the reasons therefor If such statement be not furnished within two weeks after a request in writing has been made to the board's secretary the supervising principal or the superintendent of schools the board's assent shall be assumed and the child shall be admitted to the schools of the district as a pupil If such statement sets forth conditions such as to exempt the district under this section from accepting the child as a pupil and if such exemption be not disapproved on appeal by the Superintendent of Public Instruction and if other arrangement for the child's schooling satisfactory to the county or district superintendent be not made the child may not be placed in the district

Appeal from the claim of any school district for exemption as provided in this section may be taken to the Superintendent of Public Instruction and his decision thereon after investigation shall be final

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough	Scanlon.
Bane.	Gibson.	McDonald.	Schuster
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Snoemaker
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith C O.
Bloom.	Greer.	Mills.	Smith C M.
Boles.	Griffiths.	Mintess.	Snider
Bonawitz.	Guthrie.	Mohr	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.,	Sproul.
Breisch.	Haller.	Moore, H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Heim.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.

Bucchin,	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann	Swope
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell	Toomey
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	O'ban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan
Cordier.	Kelley.	Petrosky.	Verona.
Costa.	Kean.	Pichney.	Wachhaus
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dairymple.	Kirley.	Powers.	Wallin.
Davison.	Kilne.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese R E.	Weiss.
Dye.	Layer.	Reese D F.	Wescott.
Efenberg.	Lee.	Reilly J M.	West.
Elder.	Leisey.	Reilly W J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarra.	Speaker.
Frost.			

NAYS—0

NOT VOTING—1

Trout. (

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 673, as follows:

An Act to amend the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 809) entitled "An act removing certain roads or sections of road from the State highway system and providing for their future maintenance and construction" by removing additional roads from the State highway system

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections one two and three of the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 809) entitled "An act removing certain roads or sections or roads from the State highway systems and providing for their future maintenance and construction" are hereby amended by adding certain additional roads to be removed from the State highway system to read as follows

Section 1 The following described roads which were added to the State highway system under the provisions of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 409) entitled "An act authorizing the Secretary of Highways to join two or more State highway routes by the construction of connecting roads under certain conditions and providing for the payment of damages for land taken in the construction of such connecting roads" and which have been numbered by the Secretary of Highways as indicated are hereby removed from the said system

* * * * *

Blair County

The section of road in Catharine and Woodbury Townships Blair County designated in the records of the Department of Highways as Route 07013 Spur "E" beginning on Route 07020 about one half mile north of Cove Forge thence southerly a distance of about .82 of a mile

Northumberland County

The section of road in Rockefeller Township Northumberland County identified in the records of the Department of Highways as Route 49081 Spur E extending southerly from Route 49027 in Seven Points a distance of about 0.04 of a mile

Section 2 The following described roads or sections of road which were added to the State highway system under the provisions of the act approved the third day of June one thousand nine hundred thirty-three (P. L. 1514) entitled "An act establishing as State highways certain condemned or abandoned turnpikes and turnpikes the companies or associations owning which have been dissolved and requiring their construction repair and maintenance as such" and which have been numbered by the Secretary of Highways as indicated are hereby removed from the said system

* * * * *

Clearfield County

The section of the former Milesburg and Smethport Turnpike identified in the records of the Department of Highways as Route 865 extending from its intersection with Route 17107 northwesterly through Covington Guard Goshon and Lawrence Townships Clearfield County to the Elk County line a distance of about 18.4 miles

Susquehanna County

The section of the former Milford and Owego Turnpike presently identified as State Highway Route 944 from its intersection with Route 9 at Oakley westerly through Harford and Brooklyn Townships to the intersection with Route 57032 a distance of about 1.2 miles

The section of the former Milford and Owego Turnpike presently identified as State Highway Route 944 from its intersection with Route 365 near Lenox easterly in Lenox Township to Route 57148 in Susquehanna County a distance of about 1.35 miles

Wayne County

The sections of the former Honesdale and Delaware Plank Road presently identified as State Highway Route 961 beginning at a point on Route 962 and paralleling Route 335 to a point near Narrowsburg in Damascus Township Wayne County a distance of about 0.8 of a mile

Section 3 The following described roads or sections of road which were added to the State highway system under the provisions of the act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 796) entitled "An act establishing as State highways certain county highways and requiring their construction repair and maintenance as such" and which have been numbered by the Secretary of Highways as indicated are hereby removed from the said system

* * * * *

Wayne County

The section identified in the records of the Department of Highways as Route 63106 from a point on the northwest line of Hawley Borough northwesterly through Paymara Township for a distance of about 0.64 of a mile

Section 2 On or after the effective date of this act the roads herein described shall be maintained constructed and reconstructed by the authorities of the township borough incorporated town or city in which they are located

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	German.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith. O. O.
Bloom.	Greer.	Mills.	Smith. O. M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore. C. E.	Sproul.
Breisch.	Haller.	Moore. H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Nedham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnstor.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upstur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Peas.	Petrosky.	Verona.
Costa.	Kelley.	Plchney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weldner.
Dix.	Laughner.	Reese. D. P.	Weiss.
Dye.	Layer.	Reese. R. E.	Wescott.
Efenberg.	Lee.	Reilly. J. M.	West.
Elder.	Leisey.	Reilly. W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Flah.	Lyons.	Root.	Yester.
Fliss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarra.	Speaker.
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection,

Senate Bill No. 696, Printer's No. 332 was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 707, as follows:

An Act relating to boarding houses for children providing for the licensing and inspection thereof and the adop-

tion of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definition Exclusions The term "boarding house for children" as used in this act shall mean any place maintained operated and conducted for hire gain or reward for the reception of more than two children between the ages of three and sixteen years of age who are unaccompanied by parent or guardian for the purpose of providing such children with full time care food and lodging The term "boarding house for children" shall not be construed to include (1) institutions maintained by the Commonwealth or any political subdivision thereof (2) institutions boarding houses foster homes or any other places for the care of children to which the several courts of the Commonwealth or the county institution districts shall send children (3) Any place conducted by or in which children may be placed by institutions and social agencies duly incorporated as nonprofit corporations whose corporate purposes include the placement and care of children (4) Any bona fide nonprofit educational institution whether incorporated or not (5) any place conducted by a person or persons related to the children received therein by blood or marriage within the second dgr (6) Any place receiving for temporary care gratuitously or for pay children from the same family for a period of not more than sixty days (7) places licensed under any other law of this Commonwealth

The word "department" as used in this act shall mean the Department of Welfare of the Commonwealth

Section 2 Maintenance Without License Prohibited No person or persons not expressly exempted as above provided shall maintain operate or conduct any boarding house for children without having a license therefor issued by the Department of Welfare

Section 3 Application for License Any person or persons desiring to secure a license for maintaining operating and conducting a boarding house for children shall make application therefor to the department upon forms to be prepared and furnished by the department

Section 4 Issuance of License The department when satisfied that the applicant or applicants for such license are proper persons that the place proposed to be used as a boarding house for children is a fit and suitable place for such purpose and that all requirements of this act and the rules and regulations of the department promulgated hereunder have been complied with shall issue such license without cost and shall keep a record thereof and of application therefor

Section 5 Terms and Contents of Licenses All licenses issued by the department shall be for a period of not more than one year The license shall state the name of the licensee or licensees the particular premises where such boarding house may be maintained operated and conducted and the maximum number of children which may be boarded therein at one time Applications for renewal of licenses shall be made in the same manner and shall be subject to the same qualifications as applications for original licensures No fee shall be charged for such renewals

Section 6 Number of Children to be Kept Posting License No greater number of children than is authorized by the license therefor shall be kept at any one time in any boarding house for children The license shall at all times be posted in a conspicuous place on the premises wherein such boarding house for children is maintained

Section 7 Records to be kept by Licensees Every person licensed to maintain operate and conduct a boarding house for children shall keep a record in duplicate of every child received the date of its reception the name and address of the person from whom received the date of its discharge and the name and address of the person institution court or agency to whom delivered or discharged The Department shall prescribe and furnish

forms for such records together with such instructions as may be required to secure the complete detailed registration of all children received by such boarding house or released therefrom. One copy of each record shall be retained by the licensee. The other shall be forwarded to the department within a period of thirty days after each child is received in or discharged from the boarding house for children.

Section 8 Department to Adopt Rules and Regulations The department is hereby authorized and empowered to adopt rules and regulations not inconsistent with the provisions of this act for the issuance and renewal of such licenses and the proper maintenance operation and conduct of such licensed boarding houses for children and for the effective enforcement thereof. Such rules and regulations shall be designed to insure normal lives for all children maintained in boarding houses for children.

Section 9 Right to Enter and Inspect the Premises Any employe or authorized agent of the department the health authorities in cities of the first and second class shall have the right to enter visit and inspect all boarding houses for children licensed or requiring a license under this act for the purpose of determining the suitability of the applicants or licensees and the premises for a license or to determine whether they are properly conducted and that the children therein are being properly treated cared for and maintained.

Section 10 Suspension of License Whenever the department finds that any boarding house for children licensed under this act is not properly maintained operated and conducted or that the children therein have been subjected to mistreatment or abuse it shall suspend the license of such boarding house and shall not such suspension upon the face of the record thereof and shall give written notice of such suspension to the licensee or licensees by delivering the notice to him or them in person or by registered mail or by leaving it with an adult person residing on the licensed premises. Whenever any license is suspended by the department the written notice of suspension shall specify the reason for such suspension and shall direct the licensee to correct or remedy the causes of the suspension within a period of time to be specified in the notice.

Section 11 Revocation of License If at the end of the period of suspension or such further time as the department in its discretion may grant the cause or causes have not been remedied or corrected the department shall petition the juvenile court or court having similar jurisdiction of the county wherein such boarding house for children is located to revoke the license and to direct the disposition of the children maintained therein. If after hearing at least ten days' notice of which shall be given to the licensee the court is satisfied that the licensed place is not properly conducted or that the children therein are not properly treated cared for or maintained it shall enter a decree revoking the license granted by the department and directing the disposition of the children maintained therein.

Section 12 Discretion of Courts and Existing Child Placement Agencies Nothing contained in this act shall be construed to interfere with the discretion of the several courts of the Commonwealth of Pennsylvania or of any of the existing child placement agencies of this Commonwealth to place any child in any institution, boarding house for children foster home or other place for the care of children.

Section 13 Offenses Penalty Any person who operates a boarding house for children without having obtained a license within thirty days after being notified by the department so to do or who operates a boarding house for children after his license has been revoked shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding two hundred dollars (\$200) or undergo imprisonment not exceeding six months or both in the discretion of the court.

Section 14 Effective Date This act shall become effective

the first day of January one thousand nine hundred forty-eight.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. O.,
Bloom,	Greer,	Mills,	Smit, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordler,	Kean,	Petroosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Wells,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Rot tson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarraff,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 709, as follows:

An Act to further amend the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" defining "year of service" further defining "accumulated deductions" and further regulating withdrawal and payments thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended by adding after clause thirteen thereof a new clause and by further amending clause eighteen thereof as last amended by the acts approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 847) and the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 950) to read as follows

Definitions

Section 1 Be it enacted &c That the following words and phrases as used in this act unless a different meaning is plainly required by the context shall have the following meanings

* * * * *

13.1 "Year of Service" shall mean a period of twelve months during which a contributor is a state employe and for which he or she receives an annual salary or other compensation The phrase shall not include any time spent on furlough or leave of absence without pay except while the contributor is in active military service and salary deductions are paid into the retirement fund either during such active military service or thereafter as authorized by existing law when the nature of a contributor's employment or the provisions of law governing the payment of his or her compensation results in no compensation being paid to the employe and no contributions being paid into the retirement fund on his or her behalf during any part of any twelve month period or successive twelve month periods No period of time either heretofore expired or that shall hereafter occur during which no compensation is paid and no deductions are made shall for the purposes of this act be considered a furlough or leave of absence without pay

* * * * *

18 "Accumulated Deductions" shall mean the total of the amounts deducted from the salary of a contributor and paid into the fund created by this act to the credit of the annuity savings account together with the regular interest credited thereon to the date of the termination of the contributors State services The accumulated deductions left by former employes or contributors with the fund to their credit whose State employment has heretofore been terminated shall no longer bear interest after the effective date of this act nor shall interest be paid on the accumulated deductions of any contributor who is on leave of absence without pay or in the case of Civil Service employes on furlough

Section 2 Subsection (1) of section eleven of said act as last amended by the acts approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 847) and the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 950) is hereby further amended to read as follows

Withdrawal

Section 11 (1) Should a contributor before reaching superannuation retirement age by resignation or dismissal or for any other reason than death or retirement upon disability under section twelve or for superannuation under section thirteen or by reason of a leave of absence without pay cease to be a State employe he or she shall be paid on demand from the fund created by this act (a) the full amount of the accumulated deductions standing to his or her individual credit in the annuity savings account as of the termination of such service or in lieu thereof should he or she so elect (b) an annuity or a deferred annuity beginning at superannuation retirement age which shall be the actuarial equivalent of said accumulated deductions His or her membership in the retirement association shall thereupon cease

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax,
Andrews.	Getchey.	McCullough.	Scanlon,
Bane,	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith. C. C.
Bloom.	Greer.	Mills.	Smith. C. M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore. C. E.	Sproul.
Breisch.	Haller.	Moore. H. A.	Stank.
Brice.	Haudenshield.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham
Brunner.	Henry.	Myers.	Stonier.
Buchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaighan.
Cordler.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Waiton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krlse.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese. D. P.	Weiss.
Dye.	Layer.	Reese. R. E.	Wescott.
Efenberg.	Lee.	Reilly. J. M.	West.
Elder.	Lelsey.	Reilly. W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Flass.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.

Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarraff.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection,

Senate Bill No. 713, Printer's No. 452, was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 715, as follows:

An Act making an appropriation to the Pennsylvania State College of Optometry Philadelphia Pennsylvania The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of seventy-five thousand dollars (\$75,000) or as much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania State College of Optometry Philadelphia Pennsylvania for the support and promotion of optometrical education for the two fiscal years beginning June first one thousand nine hundred forty-seven payment to be made according to law

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. O.
Bloom.	Greer.	Mills.	Smith, C. M.
Boies.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.	Sproul.
Brelsich.	Haller.	Moore, H. E.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.

Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Probert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Deputy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D. P.	Weiss.
Dye.	Leyer.	Reese R. E.	Wescott.
Efenberg.	Lee.	Reilly J. M.	West.
Elder.	Lelsey.	Reilly W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarraff.	Speaker.
Frost.			

NAYS—0

NOT VOTING—1

Trent.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 723, Printer's No. 584 and

Senate Bill No. 725, Printer's No. 545

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 734, as follows:

An Act to amend section nine of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties" changing fees of prothonotaries

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section nine of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties" is hereby amended to read as follows

Section 9 The prothonotary shall be entitled to charge and receive for services rendered hereunder the following fees

(a) For filing indexing and docketing each chattel mortgage [seventy-five cents (75c)] one dollar and fifty cents (\$1.50)

(b) For filing and noting each assignment [seventy-five cents (75c)] one dollar and fifty cents (\$1.50)

(c) For filing and noting each partial release satisfaction extension or subordination by written instrument [twenty-five cents (25c)] seventy-five cents (75c)

(d) For attesting the entry of a marginal satisfaction and noting the satisfaction on the index [twenty-five cents (25c)] seventy-five cents (75c)

(e) For indexing and attesting the entry of a marginal assignment [fifty cents (50c)] one dollar (\$1.00)

(f) For a certified copy of a chattel mortgage filed hereunder the sum of [twenty-five cents (25c)] fifty cents (50c) if a copy of the instrument is furnished at the time the same is filed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goß,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. O.,
Bloom,	Greer,	Mills,	mith M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stimmel,
Brice,	Haudenschild,	Morrison,	Stank,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope,
Cadwalader,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chudoff,	Horan,	Nelson,	Thompson,
Chervenak,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Pompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Keiley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarra,	Speaker
Frost			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 753, as follows:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by further changing the provisions for markers and headstones at the graves of deceased service persons and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The first paragraph of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as last amended by the Act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 286) is hereby further amended to read as follows

Section 426 Markers for Graves Headstones The County Commissioners of the several counties of this [State] Commonwealth shall from time to time as is considered expedient by the Commissioners procure appropriate markers for the graves of deceased service persons Such markers shall be of cast bronze [which term shall mean a proper composition of the following metals in the following proportions Copper eighty-five per centum tin five per centum zinc five per centum and lead five per centum] Provided however that no Board of Commissioners shall be required to discard any markers of other materials already purchased by such commissioners whether or not already installed but no new markers shall in the future be purchased of metal other than cast bronze [herein defined] except that during periods of National Emergency so proclaimed by the President of the United States when all available metals [is] are required for war materials suitable nonmetal substitutes for cast bronze may be used The County Commissioners shall procure bronze markers from some manufacturer or manufacturers engaged in the manufacturing of the same and in the contract for the furnishing thereof the manufacturer or manufacturers so furnishing such bronze markers shall warrant that the same are made of the following metals and in the following proportions Copper eighty-five per centum tin five per centum zinc five per centum and lead five per centum and such manufacturer or manufacturers shall be liable to the county to which they furnish such markers to an amount equal to the amount paid to them by the county for the same in the event that it shall be proved that such were not the proportions of the metals in such bronze markers but nothing except actual fraud on the part of the County Commissioners shall render them liable in any sense or for any amount if it should be established that said markers are not composed of the metals above cited and in the proportions above recited and no officer trustee association corporation or person in control of any cemetery or a public burying ground in this Commonwealth shall have the right to question the composition of such bronze markers or to require that they or any of them be chemically analyzed before being placed in the cemetery over which

such officer trustee association corporation or person in control of any cemetery or a public burying ground has control or charge or under any circumstances to refuse to permit the erection thereof in such cemetery or public burying ground or to charge for making the foundations for the same more than is charged in such cemetery for making similar foundations of the same proportions as those required for such markers under the penalties prescribed by the act approved the thirtieth day of April one thousand nine hundred twenty-nine (P. L. 865) namely upon conviction thereof in a summary proceeding before a magistrate alderman or justice of the peace be sentenced to pay a fine of not less than ten dollars (\$10) nor more than one hundred dollars (\$100) for each offense

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson.	Gallagher	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill
Beech.	Gorman.	Mihm.	Shoemaker
Bender.	Graybill.	Okula	Simons.
Bentzel.	Greenwood	Miller.	Smith C C.
Bloom.	Greer.	Mills.	Smith C M.
Boies.	Griffiths.	Mintess	Snider
Bonawitz.	Guthrie	Mohr.	Sollenberger
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore C E.	Sproul.
Brelsich.	Haller.	Moore, S A.	Stank
Brice.	Haudenschild.	Morrison	Stimmel.
Brown.	Heim	Murray	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Buochin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	O'ba.	Upshur.
Cooper.	Jump.	P.tten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kilne.	Price.	Walton.
De Long.	Kohi.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner
Dix.	Laughner.	Reese D P.	Wells.
Dye.	Layer.	Reese R E.	Wescott.
Efenberg	Lee.	Reilly J M	West
Elder.	Leisey.	Reilly W J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarra.	Speaker
Frost.			

NAYS—0.

NOT VOTING—1.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection,

Senate Bill No. 758, Printer's No. 436 was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 761, as follows:

An Act to amend section three of Article VIII of the act approved the twenty-second day of June one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" increasing the compensation of examining board members

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of Article VIII of the act approved the twenty-second day of June one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" is hereby amended to read as follows

Section 3 For the purpose of examination of candidates for such certificates a board of examiners shall be appointed in each of the inspection districts provided for by this act The said board shall consist of the district inspector of mines two (2) practical miners and one owner operator or superintendent of a mine The said inspector shall act ex-officio and the said engineer and owner operator or superintendent shall be appointed in like manner and at the same time as the boards of examiners for candidates for mine inspectorship under this act are now appointed The said board shall act as such for the period of one year from the date of their appointment Meetings of the board may be held at any time and they may make such rules and conduct such examinations as in their judgment may seem proper for the purpose of such examinations The said board shall report their action to the Secretary of [Internal Affairs] Department of Mines and at least three (3) of the members thereof shall certify to the qualification of each candidate who has passed such examination The traveling expenses of the members of such board to and from their place of meeting together with the sum of [five dollars] ten dollars per day each to the said two (2) practical miners and owner operator or superintendent members of each board for each day they are actually engaged therein not exceeding ten (10) days in all during the year shall be paid by the Commonwealth on an order of the Auditor General drawn on the State Treasurer upon the certificate of the mine inspector member of such board

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson,	Gallagher,	McCosker,	Sax,
-----------	------------	-----------	------

Andrews,
Bane,
Barrett,
Baumunk.
Beech,
Bender,
Bentzel,
Bloom,
Boles,
Bonawitz.
Boorse,
Bower,
Brelschi.
Brice,
Brown.
Brunner.
Bucchin,
Cadwalader.
Capano.
Cassidy,
Chervenak.
Chudoff,
Clevenger.
Cochran.
Cole,
Cook,
Cooper.
Cordier.
Costa,
Crowley.
Dague,
Dalrymple.
Davison.
De Long.
Demech,
Dennison.
Depuy.
Dix.
Dye.
Efenberg.
Elder.
Erb.
Evans,
Ewing.
Feola.
Fish.
Fiss,
Flack,
Fleming.
Fior
Frost

Getchey,
Gibson,
Goff,
Goodling.
Gorman,
Graybill,
Greenwood.
Greer,
Griffiths,
Guthrie.
Gyger.
Hall,
Haller,
Haudenshield.
Helm,
Henry,
Hewitt,
Hocker,
Hoffman,
Hoopes,
Horan.
Imbt,
Jennings,
Johnson,
Johnston
Jones,
Jump,
Kean,
Kelley,
Kemp,
Kent,
Kirley.
Kilne,
Kohl,
Kratz,
Krise,
Kurtz.
Laughner.
Layer.
Lee,
Lelsey,
Livingston,
Livingstone,
Loftus,
Lovett,
Lyons,
Madden,
Madigan,
Mazza,
McCormack,
McCullough.
McDonald,
McKinney,
McMillen,
Mihm,
Mikula,
Miller,
Mills,
Mintess,
Mohr,
Mooney,
Moore, C E.,
Moore, H A.,
Morrison,
Murray,
Myers,
Najaka,
Naumann,
Needham,
Neff,
Nelson
O'Connor,
O'Dare,
O'Donnell,
O'ell,
Orban,
Patten,
Petrosky,
Pichney,
Pickens,
Polaski,
Powers,
Price,
Propert,
Ragot,
Readinger,
Reagan,
Reese, D P.,
Reese, R E.,
Reilly, J M
Reilly W J
Richter,
Riley,
Robbins,
Robertson
Root,
Rose,
Rowen,
Royer,
Sarraf,
Scanlon,
Schuster,
Scott,
Serrill,
Shoemaker.
Simons,
Smith, C. C.,
Smith, C M.,
Snider,
Sollenberger
Sorg,
Sproul,
Stank,
Stimmel,
Stockham.
Stonier,
Stuart,
Swope,
Tahl,
Thomassy,
Thompson,
Tittle,
Tompkins,
Toomey,
Turner
Upshur,
Vaughan.
Verona,
Wachhaus.
Wagner,
Waldron,
Wallin,
Walton,
Waterhouse,
Watkins,
Watson,
Weidner,
Weiss,
Wescott,
West,
Wheeler.
Wolf,
Wood,
Worley,
Yeakel,
Yester,
Yetzer
Young,
Lichtenwalter.
Speaker

NAYS—0.

NOT VOTING—1.

Trout.
The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection,
Senate Bill No. 762, Printer's No. 403
was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 770, as follows:

An Act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Creation of Board There is hereby created an independent administrative board which shall be known as the State Tax Equalization Board hereinafter referred to as the board

Section 2 Appointment of Board Compensation (a The board shall consist of three members who shall be citizens of the United States residents of Pennsylvania and qualified electors for a period of at least one (1) year next preceding their appointments Each appointee shall be familiar by training or experience with the problems involved in the work of the board

(b) The members of the board shall be appointed by the Governor for terms of four (4) years each or until their successors shall be duly appointed and shall have qualified Any vacancy occurring shall be filled by appointment of the Governor for the unexpired term Each member of the board shall devote his entire time to the duties of his office A member of the board may after notice and an opportunity to be heard be removed for cause by the Governor

(c) The chairman of the board shall receive an annual salary of ten thousand five hundred dollars (\$10,500) and each other member thereof shall receive an annual salary of ten thousand dollars (\$10,000)

Section 3 Chairman Authority and Duties The Governor shall designate one of the members as chairman The chairman shall be in charge of the administration of the board and the transaction of its routine business and shall execute the orders and policies of the board In the absence of the chairman the member designated by him shall perform his duties and while so doing shall have the authority of chairman

Section 4 Quorum Two (2) members of the board shall constitute a quorum A quorum voting unanimously shall be sufficient to exercise all the rights and perform all the duties of the board

Section 5 Individual Powers of Members of the Board Any investigation inquiry or hearing which the board has power to undertake or hold may be undertaken or held by or before any one or more of the members of the board All investigations inquiries or hearings before or by any such member or members shall be deemed to be the investigations inquiries and hearings of the board Any determination ruling or order of a member or members upon any such investigation inquiry or hearing undertaken or held by him or them shall not become and be effective until approved and confirmed by at least a quorum of the board and ordered to be filed in its office Upon such confirmation and order such determination ruling or order shall be the determination ruling or order of the board In any investigation inquiry or hearing which may hereafter be instituted the board is hereby authorized to employ special agents or examiners who shall have the power to administer oaths and examine witnesses and receive evidence in any locality which the board may designate The testimony and evidence so taken or received shall have the same force and effect as if taken or received by the board or any one or more of its members as above provided

Section 6 Personnel The board shall have the power to employ such employees assistants and experts as may be necessary to carry out any clerical administrative investigatory or technical tasks connected with its work and to fix the compensation of such employees subject to the provisions of the Administrative Code of 1929

Section 7 General Powers and Duties of the Board The board shall have the power and its duty shall be

(1) To determine the market value of taxable real property in each of the school districts and to conduct investigations require information and have access to whatever public records are necessary in making each such determination

(2) To require the county commissioners of each county to furnish to it monthly a list of all conveyances or other transfers of real estate or any interest therein recorded

within such county during the preceding month stating the value of the Federal tax stamps affixed to the deed for each such conveyance and the assessed valuations for county tax purposes of such real estate

(3) To certify to the Superintendent of Public Instruction not later than the first day of July of each year a list of all school districts showing the market value of taxable real property and the assessed valuation for county tax purposes and to furnish to the Board of School Directors of each school district as much of such information as pertains to such school district. The first lists shall be furnished not later than the first day of July one thousand nine hundred forty-nine

(4) To hear and decide appeals of parties who may feel aggrieved by any finding or conclusion of the board

(5) To investigate the finances and any other general circumstances of any school district requesting special aid from the Superintendent of Public Instruction and to advise the Superintendent of Public Instruction in making grants of special aid

(6) To make surveys and investigations of the finances of school districts in the interest of a more equitable distribution of school support

(7) To subpoena State and local officials and to require from them such information as may be necessary for the proper discharge of its duties

(8) To have and exercise all of the powers and perform all the duties imposed upon independent administrative boards by the Administrative Code of 1929 and its amendments

Section 8 Compilation of Data Showing Market Value of Real Property Immediately after its organization the board shall accumulate and compile data showing the prices at which real property in each school district has been sold and all other available relevant matter in any way having a bearing on the market value of real property in the several school districts. After such data has been compiled the board shall add thereto from time to time such additional data concerning new sales and improvements and other data to the end that the records of the board shall at all times show the then present market value of real property in each school district as nearly as the same can be determined. In compiling all such data the board shall have authority to examine all local tax assessment records both in the hands of local assessors and in the hands of county and city assessors and boards commissions or departments charged with the duty of revising assessments. The board shall also have power to examine all other public records wheresoever located

Section 9 Monthly Reports by Counties Commonwealth Payments (a) It shall be the duty of the county commissioners of each county on the fifteenth day of each month to prepare and deliver to the board for its use and in such form and manner as the board may prescribe a list of all conveyances or other transfers of real estate or any interest therein recorded within the county during the preceding month stating the value of the Federal tax stamps affixed to the deed for each such conveyance or transfer as set forth within such instrument and the assessed valuation for county tax purposes of such real estate. Pursuant to the requirements of this section the recorder of deeds of each county shall prepare and deliver to the county commissioners at the end of each month a list of all the real estate so conveyed or transferred within such county during such month stating the value of Federal tax stamps affixed to the instrument so conveying or transferring such real estate or any interest therein

(b) The board shall pay to the county commissioners of each county the sum of ten cents (10c) for each such conveyance or transfer of real estate on each list so prepared certified and delivered to the board for its use

Section 10 Annual Reports of Local Assessing Officials On or before the first day of June one thousand nine hundred forty-eight and on or before the first day of

June of every year thereafter the board of revision of taxes of counties of the first class the board of property assessment appeals and review of counties of the second class the board for the assessment and revision of taxes of counties of the third class and the county commissioners of all other counties shall file a certificate with the board in such form as it may prescribe and on blanks to be furnished by it showing the assessed valuation of all real property in each school district in the county on which the taxes for the then current year are levied. In the year one thousand nine hundred forty-eight such certificates shall be filed both with the Superintendent of Public Instruction as now required by law and with the board as required hereby. But thereafter no certificate shall be required to be filed with the Superintendent of Public Instruction

Section 11 Market Value and Percentage thereof of Value Assessed for Tax Purposes From the data so compiled the board shall as soon as possible after the first day of July one thousand nine hundred forty-eight determine the market value of real property in each school district and the percentage of the market value as so determined of the assessed valuation for county tax purposes

Section 12 Certification to Superintendent of Public Instruction and School Districts As soon as the market value of the real property in each school district throughout the Commonwealth has been determined and the percentage of such value of the assessed valuation for county tax purposes has been established the board shall certify the same to the Superintendent of Public Instruction and as to each school district to the board of school directors thereof

Section 13 Objections by School Districts Hearings Basis for Future Valuations Any school district aggrieved by any finding or conclusion of the board affecting the amount of any Commonwealth subsidy payable to it may in writing state its objection thereto and shall thereupon be granted a hearing by the board at which the district shall have the right to submit evidence for the purpose of showing that the findings of the board are incorrect and to present arguments to substantiate its contentions. After carefully considering all evidence submitted and the arguments of the district the board shall make such modifications and adjustments of its findings and computations as to it shall appear proper or it may dismiss the objections. In either event the decision of the board shall be final. The valuations so adjusted shall form the basis upon which valuations for the purpose of determining the amounts of Commonwealth subsidies shall be determined as hereinafter provided

Section 14 Annual Adjustments of Valuations On or before the first day of July one thousand nine hundred forty-nine and on or before the first day of July of each year thereafter the board shall adjust the market value of real property in each school district to conform with such new data as may have been accumulated since the market values for the last preceding year were determined and shall determine the percentage of such market value of the assessed valuation of all real property in the district on which county taxes for the then current year are levied. Such market values percentages and adjustments shall be certified to the Superintendent of Public Instruction and the several school districts as hereinbefore provided with the same rights to school districts to hearings and determinations by the board

Section 15 Determination and Apportionment of Commonwealth Subsidies As soon as possible each year after the final adjustment of values by the board the board shall certify to the Superintendent of Public Instruction the market value of all real property in each school district in the Commonwealth. Beginning with payment to be made during the school year one thousand nine hundred forty-nine one thousand nine hundred fifty each school district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be

the market value of the taxable real property in the school district as finally adjusted and determined upon by the board and not the assessed valuation for county tax purposes as now provided by law Beginning with the year one thousand nine hundred forty-nine and every two (2) years thereafter in place of the valuations now required by law to be used for such purposes the market value of the real property in each school district as finally adjusted and determined upon by the board shall be used by the Superintendent of Public Instruction in ascertaining and determined the amount of funds required to meet payments to school districts and vocational school districts which become due and payable by law within the two fiscal years beginning June first one thousand nine hundred forty-nine and ending May thirty-first one thousand nine hundred fifty-one and each biennium thereafter and to apportion and allot the same to and among the respective school districts

Section 16 Special Aid to School Districts Before granting any special aid to any school district the Superintendent of Public Instruction shall submit the request therefor to the board The board shall make its recommendations with respect thereto in so far as the same is affected by the district's ability to raise funds by taxation Before making any such recommendation the board shall carefully investigate and study the financial circumstances of the district and whether or not it has exhausted its available taxing power not only on real property but also on all other available property and subjects of taxation and that collection of such taxes is being effectively made and enforced Such recommendations shall be for the advice of the Superintendent of Public Instruction in passing on such requests

Section 17 Saving Clause Nothing contained in this act shall be construed to change or affect the validity of the assessed valuation of any real property for the purpose of levying taxes by any political subdivision

Section 18 Appropriations The sum of five hundred thousand dollars (\$500,000) or as much thereof as may be necessary is hereby specifically appropriated to the board for the payment of salaries of the members of the board and its employees for payments to county commissioners under the provisions of section nine of this act and for the payment of the costs of supplies equipment and all other necessary expenses incurred in the carrying out of its work during the fiscal biennium beginning the first day of June one thousand nine hundred forty-seven

Section 19 Repeal All acts or parts of acts inconsistent herewith are hereby repealed

Section 20 Effective Date The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—197.

Aaronson.	Gallagher.	Mazza.	Scanlon.
Andrews	Getchey.	McCosker.	Schu. Jr.
Bane.	Gibson.	McCullough.	Scott.
Barrett.	Goff.	McDonald.	Serrill.
Baumunk.	Goodling.	McKinney	Shoemaker.
Beech.	Gorman.	McMillen.	Sir ons.
Bender.	Graybill.	Mihm.	Smith C C.,
Bentzel.	Greenwood	Mikula	Smith C M.
Bloom.	Greer	Miller.	Snider
Boies.	Griffiths.	Mills.	Sollenberger
Bonawitz.	Guthrie.	Mintess.	Sorg.
Boorse.	Gyger	Mohr.	Sproul.
Bower	Hall	Mooney.	Stank.
Brelsck.	Haller.	Moore C E.	Stimmel.
Brice.	Haudensheid	Moor, H A.	Stockham

Brown.	Helm.	Morrison.	Stonier.
Brunner.	Henry.	Murray.	Stuart.
Bucchin.	Hewitt.	Myers.	Swope.
Cadwalader.	Hocker.	Najaka.	Tahl.
Cassidy.	Hoffman.	Naumann.	Thomassy.
Chudoff.	Hoopes.	Needham.	Thompson.
Clevenger.	Horan.	Neff.	Tittle.
Cochran.	Imbt.	Nelson.	Tompkins
Cook.	Jennings.	O'Dare.	Toomey.
Cooper.	Johnson.	O'Donnell.	Turner.
Cordler.	Johnston.	O'Neill.	Upshur.
Costa.	Jones.	O'ban.	Vaughan.
Crowley.	Jump.	Patten.	Verona.
Dague.	Kean.	Petrosky.	Wachhaus.
Dalrymple.	Kelley.	Pichney.	Wagner.
Davison.	Kemp.	Pickens.	Waldron.
De Long.	Kent.	Powers.	Wallin.
Demech.	Kirley.	Price.	Walton.
Dennison	Kilne.	Propert.	Waterhouse.
Depuy	Kohl.	Ragot.	Watkins.
Dix.	Kratz.	Readinger.	Watson.
Dye.	Krise.	Reagan.	Weidner.
Efenberg.	Kurtz.	Reese D P.	Weiss.
Elder.	Laughner.	Reilly, J M.	Wescott.
Erb.	Layer.	Reilly, W J.	West.
Ewing.	Lee.	Richter.	Wheeler.
Feola.	Leisey.	Riley	Wolf.
Fish.	Livingston.	Robbins.	Wood.
Fiss.	Livingstone.	Robertson.	Worley.
Flack.	Loftus.	Root.	Yeakel.
Fleming.	Lovett.	Rose.	Yester.
Foor.	Lyons.	Rowen.	Yetzer.
Frost.	Madden.	Royer.	Young.
McCormack.	Madigan	Sarra.	Lichtenwalter.
		Sax.	Speaker

NAYS—7.

Capano.	Cole.	O'Connor.	Reese, R. E.,
Chervenak.	Evans.	Polaski.	

NOT VOTING—1.

Frout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 774, as follows:

An Act to amend the Act approved the 5th day of December 1933 (P. L. 38 1933-34) entitled "An act imposing State taxes payable by those herein defined as manufacturers and importers on the privilege of manufacturing selling or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors providing for the collection of the taxes and the manner of making payment thereof conferring powers and imposing duties on certain State officers and departments and upon manufacturers importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors authorizing refunds or exemptions in certain cases and making an appropriation therefor and providing penalties" by further regulating the procedure for filing petitions for redetermination petitions for review and appeals to Court

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 5 of the Act approved the 5th day of December 1933 (P. L. 38 1933-34) entitled "An act imposing State taxes payable by those herein defined as manufacturers and importers on the privilege of manufacturing selling or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and

vinous liquors providing for the collection of the taxes and the manner of making payment thereof conferring powers and imposing duties on certain State officers and departments and upon manufacturers importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors authorizing refunds or exemptions in certain cases and making an appropriation therefor and providing penalties" is hereby amended to read as follows

Section 5 Determination and Redetermination of Taxes Penalty and Interest Due by Manufacturers

(a) If the department is not satisfied with the report and payment of taxes made by any manufacturer under the provisions of this act it is hereby authorized and empowered to make a determination of the taxes due by such manufacturer based upon the facts contained in the reports or upon any information within its possession or that shall come into its possession

(b) Promptly after the date of any such determination the department shall send by registered mail a copy thereof to such manufacturer Within [thirty (30)] ninety (90) days after the date upon which the copy of any such determination was mailed such manufacturer may file with the department of petition for redetermination of such tax Every petition for redetermination shall state specifically the reasons which the petitioner believes entitle him to such redetermination and shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true It shall be the duty of the department within [ninety (90) days] six (6) months after the date of any determination to dispose of any petition for redetermination Notice of the action taken upon any petition for redetermination shall be given to the petitioner promptly after the date of redetermination by the department

(c) Within [thirty (30)] sixty (60) days after the date of mailing of notice by the department of the act taken on any petition for redetermination filed with it the manufacturer against whom such determination was made may by petition request the Board of Finance and Revenue to review such action Every petition for review filed hereunder shall state specifically the reasons upon which the petitioner relies [and shall be in such form as the Board of Finance and Revenue shall prescribe] or shall incorporate by reference the petition for redetermination in which such reasons shall have been stated The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true If the petitioner be a corporation joint-stock association or limited partnership the affidavit must be made by one of the principal officers thereof A petition for review may be amended by the petitioner at any time prior to the hearing thereon as hereinafter provided The Board of Finance and Revenue shall [dispose] act finally in disposition of such petitions filed with it within [ninety (90) days] six (6) months after they have been received and in the event of the failure of said board to dispose of any such petition within [ninety (90) days] six (6) months the action taken by the department upon the petition for redetermination shall be deemed sustained The Board of Finance and Revenue may sustain the action taken on the petition for redetermination or it may redetermine the taxes due upon such basis as it shall deem according to law and equity Notice of the action of the Board of Finance and Revenue shall be given by mail or otherwise to the department and to the petitioner

(d) The [department] Commonwealth of Pennsylvania or any person aggrieved by the decision of the Board of Finance and Revenue or by the board's failure to act upon his petition for review within [ninety (90) days] six (6) months within sixty (60) days appeal to the court of common pleas of Dauphin County from the decision of the Board of Finance and Revenue or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlement

(e) If any manufacturer shall neglect or refuse to make any report and payment of taxes required by this act the department shall estimate the tax due by such manufacturer and determine the amount due by him for taxes penalties and interest thereon as prescribed herein from which determination there shall be no right of review or appeal

Section 2 The provisions of this Act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson.	Gallagher.	McCosker.	Sax,
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons
Bentzel.	Miller.	Greenwood	Smith. C C.
Bloom.	Greer.	Mills.	Smith. C M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Soilenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore. C E.	Sproui.
Breisch.	Haller.	Moore. H A.	Stank.
Brice.	Haudenschild	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Buchlin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopea.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachha.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple	Kirley.	Powers.	Wallin.
D-vlso	Kilne.	Price.	Walton.
De Long.	Kohl.	Robertson.	Waterhouse.
Demech.	Kratz.	Propert.	Watkins.
Dennison.	Krise.	Ragot.	Watson.
Depuy.	Kurtz.	Readinger.	Weidner.
Dix.	Laughner.	Reagan.	Weiss.
Dye.	Layer.	Reese. D P.	Wescott.
Efenberg.	Lee.	Reese. R E.	West.
Elder.	Leisey.	Reilly. J M.	Wheeler.
Erb.	Livingston.	Reilly. W J.	Wolf.
Evans.	Livingstone.	Richter.	Wood.
Ewing.	Loftus.	Riley.	Worley.
Feola.	Lovett.	Robbins.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowan	Young.
Fleming	Mazza.	Royer.	Lichtenwaller.
Fior	McGormack.	Sarraf.	Speaker.
Frost.			

NAYS—0.

NOT VOTING—1.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 779, as follows:

An Act to amend section one of the act approved the fifteenth day of March one thousand nine hundred eleven (P. L. 20) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" by further providing what evidence is or is not admissible

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the fifteenth day of March one thousand nine hundred eleven (P. L. 20) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" is hereby amended to read as follows

Section 1 Be it enacted &c That [hereafter any person charged with any crime and called as a witness in his own behalf shall not be asked and if asked shall not be required to answer any question tending to show that he has committed or been charged with or been convicted of any offense other than the one wherewith he shall then be charged or tending to show that he has been of bad character or reputation unless] in the trial of any person charged with crime no evidence shall be admitted which tends to show that the defendant has committed or has been charged with or has been convicted of any offense other than the one wherewith he shall then be charged or that he has been of bad character or reputation unless

One He shall have at such trial personally or by his advocate asked questions of the witness for the prosecution with a view to establish his own good reputation or character or has given evidence tending to prove his own good character or reputation or

Two He shall have testified at such trial against a co-defendant charged with the same offense

Three The proof that he has committed or has been convicted of such other offense is admissible evidence as to the guilt or the degree of the offense wherewith he is then charged

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson.	Gallagher	McCosker.	Sax,
Andrews	Getchey	McCullough	Scanlon
Bane.	Gibson	McDonald.	Schuster
Barrett	Goff.	McKinney	Scott.
Baumunk	Goodling.	McMillen	Serrill.
Beech	Gorman.	Mihm	Shoemaker
Bender.	Graybill	Mikula	Simons.
Bentzel	Greenwood.	Miller	Smith C. C.
Bloom.	Greer.	Mills.	Smith C. M.
Boles	Griffiths.	Mohr.	Snider
Bonawitz	Guthrie	Moore C. E.	Sollenberger
Boorse	Gyger	Murray C. A.	Sorg
Bower	Hall.	Mooney	Spruiel
Brelsich	Haller.	Morrison	Stank
Brice	Haudenschild	Murray	Stimmel.
Brown	Helm	Mvers.	Stockham
Brunner.	Henry.	Najaka	Stonier
Bucchin.	Hewitt.	Naumann	Stuart
Cadwalader	Hocker.	Needham	Swope
Capano.	Hoffman.	Neff.	Tah
Cassidy	Hoopes	Nelson	Thomassy
Chervenak	Horan.	O'Connor	Thompson
Chudoff	Imbt.	O'Dare	Tittle
Cleveland	Jennings.	O'Donnell	Tompkins
Onchrau	Johnson.	O'Neill	Toomey
Onie.	Johnston	Orban.	Turner
Cook	Jones	Patten,	Upshur
Cooper.	Jump.		Vaughan

Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus
Crowley	Kemp.	Pickens.	Wagner.
Dague	Kent.	Polaski.	Waldron
Dalrymple	Kirley	Powers.	Wal'in.
Davison.	Kline.	Price	Walton.
De Long.	Kohl.	Propert.	Waterhouse
Demech.	Kratz.	Ragot.	Watkins.
Dennisou	Krise.	Readinger.	Watson.
Depuy	Kurtz.	Reagan.	Weidner
Dix	Laughner	Reese D. P.	Weiss.
Dye.	Layer.	Reese R. E.	Wescott.
Ehrenberg	Lee.	Relly. J. M.	West.
Elder	Lelsey	Relly W. J.	Wheeler
Erb	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley	Wood.
Swing	Loftus.	Robbins.	Worley
Feola.	Lovett.	Robertson	Yeakel.
Flash.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack	Madigan.	Rowen	Young.
Fleming	Mazza.	Royer.	Lichtenwalter.
Foor	McCormack.	Sarraff.	Speaker
Frost.			

NAYS—0.

NOT VOTING—1.

Frout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 781, as follows:

An Act to further amend section 4 of the act approved the 5th day of May 1933 (P. L. 284) entitled as amended "An act imposing a state tax payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" by further regulating the procedure for filing petitions for reassessment petitions for review and appeals to court and collection of delinquent taxes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 4 of the act approved the 5th day of May 1933 (P. L. 284) entitled as amended "An act imposing a state tax payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" as last amended by the act approved the 29th day of April 1937 (P. L. 527) is hereby further amended to read as follows

(a) The payment of the taxes herein provided shall be evidenced by the affixing of malt beverage tax stamps or crowns to the original containers in which all malt or brewed beverages are placed received stored shipped or handled Such stamps or crowns shall be affixed to each individual container of malt or brewed beverages by manufacturers of this Commonwealth within twenty-four (24) hours after such malt or brewed beverages are placed therein and by manufacturers and other persons who

import or bring any malt or brewed beverages into this Commonwealth before the same are transported within this Commonwealth for sale delivery or storage therein. Nothing herein contained shall require stamps or crowns to be attached to containers of malt or brewed beverages which are transported through this Commonwealth and which are not sold delivered or stored therein if transported in accordance with such rules and regulations as may be adopted by the Department of Revenue and the Pennsylvania Liquor Control Board.

Persons licensed as "Public Service Licensees" under the provisions of any law of this Commonwealth relating to the sale of liquor and malt or brewed beverages shall not be required on reaching the borders of this Commonwealth to evidence the payment of the tax herein provided for by affixing malt beverage tax stamps or crowns as provided for in this section on any malt or brewed beverage on which the Pennsylvania malt beverage tax has not been paid but instead shall keep such records of the sales of such malt or brewed beverages in this Commonwealth as the Department of Revenue shall prescribe. The department shall submit monthly reports of such sales to the Department of Revenue upon a form prescribed therefore by said department and shall pay the tax due by the provisions of this act at the time such reports are filed.

(b) It is the intent and purpose of this section to require all manufacturers and other persons with the exception of public service licensees to affix the stamps or crowns provided for in this act to all original containers in which malt liquors are normally placed prepared for market received sold or handled before such beverages are transported within the Commonwealth.

(c) Any manufacturer or person other than a public service licensee who shall sell malt or brewed beverages distributors retail dealers or consumers without affixing to the containers the stamps or crowns required by this act and any person who shall purchase receive transport store or sell any malt or brewed beverages to which the stamps or crowns required by this act are not affixed except as herein provided in the case of public service licensees shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced for the first offense to pay a fine of not less than one hundred (\$100) dollars or more than five hundred (\$500) or to suffer imprisonment for a term not exceeding six (6) months or both in the discretion of the court and in the case of a conviction of a second or subsequent offense hereunder shall be sentenced to pay a fine of not less than two hundred (\$200) dollars or more than one thousand (\$1000) dollars and to suffer imprisonment for a term of not less than six (6) months or more than three (3) years.

(d) If any person shall fail to pay any tax imposed by this act for which he is liable the department is hereby authorized and empowered to make an assessment of additional tax due by such person based upon any information within its possession or that shall come into its possession.

(e) Promptly after the date of such assessment the department shall send by registered mail a copy thereof to the person against whom it was made within [thirty (30)] ninety (90) days after the date upon which the copy of any such assessment was mailed such person may file with the department a petition for reassessment of such taxes. Every petition for reassessment shall state specifically the reasons which the petitioner believes entitle him to such reassessment and it shall be supported by affidavit that it is not made for the purpose of delay and that the facts set forth therein are true. It shall be the duty of the department within [ninety (90) days] six (6) months after the date of any assessment to dispose of any petition for reassessment. Notice of the action taken upon any petition for reassessment shall be given to the petitioner promptly after the date of reassessment by the department.

(f) Within [thirty (30)] sixty (60) days after the date of mailing of notice by the department of the act taken

on any petition for reassessment filed with it the person against whom such assessment was made may by petition request the Board of Finance and Revenue to review such action. Every petition for review filed hereunder shall state specifically the reason upon which the petitioner relies [and shall be in such form as the Board of Finance and Revenue shall prescribe] or shall incorporate by reference the petition for reassessment in which such reasons shall have been stated. The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true. If the petitioner be a corporation joint-stock association or limited partnership the affidavit must be made by one of the principal officers thereof. A petition for review may be amended by the petitioner at any time prior to the hearing thereon as hereinafter provided. The Board of Finance and Revenue shall [dispose] act finally in disposition of such petitions filed with it within [ninety (90) days] six (6) months after they have been received and in the event of the failure of said board to dispose of any such petition within [ninety (90) days] six (6) months the action taken by the department upon the petition for reassessment shall be deemed sustained. The Board of Finance and Revenue may sustain the action taken on the petition for reassessment or it may reassess the tax due upon such basis as it shall deem according to law and equity. Notice of the action of the Board of Finance and Revenue shall be given by mail or otherwise to the department and to the petitioner.

(g) The Commonwealth of Pennsylvania or any person aggrieved by the decision of the Board of Finance and Revenue or by the Board's failure to act upon his petition for review within [ninety (90) days] six (6) months may within sixty (60) days appeal to the court of common pleas of Dauphin County from the decision of the Board of Finance and Revenue or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlement.

(h) In all cases of petitions for reassessment review or appeal the burden of proof shall be upon the petitioner or appellant as the case may be.

(i) Whenever any assessment of additional tax is not paid within [thirty (30)] ninety (90) days after the date thereof if no petition for reassessment has been filed or within sixty (60) days from the date of reassessment if no petition for review has been filed or within [ninety (90)] sixty (60) days from the date of the decision of the Board of Finance and Revenue upon a petition from review or the expiration of the board's time for acting upon such petition if no appeal has been made and in all cases of judicial sales receiverships assignments or bankruptcies the department may call upon the Department of Justice to collect such assessment. In such event in a proceeding for the collection of such taxes the person against whom they were assessed shall not be permitted to set up any ground of defense that might have been determined by the department the Board of Finance and Revenue or the Courts as aforesaid. The department may also certify to the Liquor Control Board for such action as the Board may deem proper the fact that any person has failed to pay or duly appeal from such assessment of additional tax. The department may also provide adopt promulgate and enforce such rules and regulations as may be appropriate to prevent further shipment or transportation of malt or brewed beverages into this Commonwealth by any person against whom such unpaid assessment shall have been made.

Section 2 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson.	Gallagher.	McCosker.	Sax,
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.
Bloom.	Greer.	Mills.	Smith C M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore C E.	Sproul.
Brelschi.	Haller.	Moore, H A.	Stank.
Brice.	Haudenschild.	Murray.	Stimmel.
Brown.	Helm.	Morrison.	Stockham
Brunner.	Henry.	Myers.	Stonier
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham	Tahl
Cassidy.	Hoopees.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell.	Toomey
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan
Cordler.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Watson.
De Long.	Kohl.	Propert	Waterhouse.
Demech.	Kratz.	Rafol.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner
Dix.	Laughner.	Reese D P.	Weiss.
Dye.	Layer.	Reese R E.	Wescott.
Efenberg.	Lee.	Reilly, J M.	West.
Elder.	Lelsey.	Reilly W J.	Wheeler.
Erb.	Livingston.	Richter	Wolf.
Evans.	Livingstone.	Riley	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson	Yeakel
Flah.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rouel.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter
Foor.	McCormack	Sarra.	Speaker
Frost.			

NAYS—0.

NOT VOTING—1.

Trout

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 782, as follows:

An Act to amend the act approved the 21st day of May 1931 (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure per-

mits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by further regulating the procedure for filing petitions for redetermination petitions for review and appeals to Court

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 7 of the act approved the 21st day of May 1931 (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" is hereby amended to read as follows

Section 7 Determination and Redetermination of Tax Penalties and Interest Due

(a) If the department is not satisfied with the report and payment of tax made by any distributor under the provisions of this act it is hereby authorized and empowered to make a determination of the tax due by such distributor based upon the facts contained in the report or upon any information within its possession or that shall come into its possession

(b) Promptly after the date of any such determination the department shall send by registered mail a copy thereof to such distributor Within [thirty (30)] ninety (90) days after the date upon which the copy of any such determination was mailed such distributor may file with the department a petition for redetermination of such fact. Every petition for redetermination shall state specifically the reasons which the petitioner believes entitles him to such redetermination and shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true It shall be the duty of the department within [ninety (90) days] six (6) months after the date of any determination to dispose of any petition for redetermination Notice of the action taken upon any petition for redetermination by the department

(c) Within [thirty (30)] sixty (60) days after the date of mailing of notice by the department of the action taken on any petition for redetermination filed with it the distributor against whom such determination was made may by petition request the Board of Finance and Revenue to review such action Every petition for review filed hereunder shall state specifically the reason upon which the petitioner relies [and shall be in such form as the Board of Finance and Revenue shall prescribe] or shall incorporate by reference the petition for redetermination in which such reasons shall have been stated The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true If the petitioner be a corporation joint-stock association or limited partnership the affidavit must be made by one of the principal officers thereof A petition for review may be amended by the petitioner at any time prior to the hearing thereon as hereinafter provided The Board of Finance and Revenue shall [dispose] act finally in disposition of such petitions filed with it within [ninety (90) days] six (6) months after they have been received and in the event of the failure of said board

to dispose of any such petition within [ninety (90) days] six (6) months the action taken by the department upon the petition for redetermination shall be deemed sustained. The Board of Finance and Revenue may sustain the action taken on the petition for redetermination or it may redetermine the tax due upon such basis as it shall deem according to law and equity. Notice of the action of the Board of Finance and Revenue shall be given by mail or otherwise to the department and to the petitioner.

(d) The [department] Commonwealth of Pennsylvania or any person aggrieved by the decision of the Board of Finance and Revenue or by the board's failure to act upon his petition for review within [ninety (90) days] six (6) months may within sixty (60) days appeal to the court of common pleas of Dauphin County from the decision of the Board of Finance and Revenue or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlement.

(e) If any distributor shall neglect or refuse to make any report and payment of tax required by this act the department shall estimate the tax due by such distributor and determine the amount due by him for taxes penalties and interest thereon as prescribed herein from which determination there shall be no right of review or appeal. Upon any such neglect or refusal the liquid fuels permit or permits issued to such distributor may be suspended or revoked by the department and required to be surrendered to the department.

Section 2 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Corman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C C.
Bloom.	Greer.	Millis.	Smith, C M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore C E.	Sproui.
Brelsich.	Haller.	Moore H A.	Stank.
Brice.	Haudenshield.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwallader.	Hocker.	Nauman.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dairymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D P.	Weiss.
Dye.	Layer.	Reese R E.	Wescott.

Efenberg.
Elder.
Erb.
Evans.
Ewing.
Feola.
Fish.
Fliss.
Flack.
Fleming.
Foor.
Frost.

Lee.
Lelsey.
Livingston.
Livingstone.
Loftus.
Lovett.
Lyons.
Madden.
Madigan.
Mazza.
McCormack.

Reilly, J. M.,
Reilly, W J.,
Richter.
Riley.
Robbins.
Robertson.
Root.
Rose.
Rowen.
Royer.
Sarraf.

West.
Wheeler.
Wolf.
Wood.
Worley.
Yeakel.
Yester.
Yetzer.
Young.
Lichtenwalter.
Speaker.

NAYS—0

NOT VOTING—1

Frout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 798, as follows:

An Act to further amend section two thousand nine of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for refund of registration deposits paid by prospective students from advancement fund of the respective State Teachers' Colleges.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two thousand nine of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1152) is hereby further amended to read as follows

Section 2009 The tuition of all students at the State Teachers' Colleges who are residents of Pennsylvania and who meet such requirements as the board of presidents of the State Teachers' Colleges may prescribe and who sign an agreement to teach in the public schools of this Commonwealth for not less than two years and who are pursuing therein regular courses for the preparation of teachers shall be paid by the Commonwealth and sufficient appropriations shall be made for this purpose. Provided however in addition to such appropriations the board of trustees may fix and charge such fees as may be necessary for the proper operation of the college and may refund from their respective advancement funds any advancement registration deposits paid by prospective students who are unable to enter college.

Section 2 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, O. C.,
Bloom,	Greer,	Mills,	Smith, C. M.
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Buchlin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davidson,	Kline,	Price,	Walton,
De Long,	Kohl,	Probert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner
Dix,	Laughner,	Reese, D. P.,	Welss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rosen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Poor,	McCormack	Sarraff,	Speaker
Frost,			

NAYS—0.

NOT VOTING—1.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection,

Senate Bill No. 801, Printer's No. 585 was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 823, as follows:

An Act to amend clause one of section three of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1784) entitled "An act concerning newspapers creating uniformity in the publication of legal notices and advertisements defining the newspapers in which official and legal advertising shall be published prescribing methods for computing the charges therefor and providing that the expenses for publishing legal advertising or notice shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings" by providing that involuntarily suspension of publication shall not disqualify a newspaper to publish legal and official advertising

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause one of section three of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1784) entitled "An act concerning newspapers creating uniformity in the publication of legal notices and advertisements defining the newspapers in which official and legal advertising shall be published prescribing methods for computing the charges therefor and providing that the expenses for publishing legal advertising or notices shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings" is hereby amended to read as follows

Section 3 The following words wherever used in the acts of Assembly of this Commonwealth now in force or hereafter enacted shall have the following meanings

(1) "Newspaper" means a printed paper or publication bearing a title or name and conveying reading or pictorial intelligence of passing events local or general happenings printing regularly or irregularly editorial comment announcements miscellaneous reading matter commercial advertising classified advertising legal advertising and other notices and which has been issued in numbers of four or more pages at short intervals either daily twice or oftener each week or weekly continuously during a period of at least six months or as the successor of such a printed paper or publication issued during an immediate prior period of at least six months and which has been circulated and distributed from an established place of business to subscribers or readers without regard to number for a definite price or consideration either entered or entitled to be entered under the Postal Rules and Regulations as second class matter in the United States mails and subscribed for by readers at a fixed price for each copy or at a price fixed per annum Provided A newspaper may be either a daily newspaper weekly newspaper newspaper of general circulation official newspaper or a legal newspaper as defined by this act And provided further That continuous publication within the meaning of this section shall not be deemed interrupted by any involuntary suspension of publication resulting from loss destruction failure or unavailability of operating facilities equipment or personnel from whatever cause and any newspaper so affected shall not be disqualified to publish legal and official advertising in the event that publication is resumed within one week after it again becomes possible

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsach,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upur,
Cooper,	J mp,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reer, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakei,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarrafi,	Speaker.
Frost,			

NAYS—0.

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

INTERROGATION

The SPEAKER pro tempore. The Chair would desire to interrogate the Majority Whip, the gentleman from Montgomery, Mr. Brunner, the only man in authority apparently on the floor on the majority side. Will the gentleman take his place on the floor as the Chair desires to interrogate him? He did not summon him to the rostrum.

Will the gentleman turn to the calendar, page 52, Senate Bill 823, Printer's No. 492. Had the Chair been on the floor when this bill was before the House he would have asked someone to explain to which particular newspaper that bill applied. The Chair would desire some light on

the question even after the event. If it is a special bill for a special case or purpose we would like to know what case it is.

Mr BRUNNER. Mr. Speaker, I assure you that I am in no position to answer your interrogation, but if you are serious in the matter I am perfectly willing to ask that the bill be passed over.

The SPEAKER pro tempore. Unfortunately the bill has passed. We have a suspicion that perhaps it might have been a case that applied to the paper published by the gentleman from Wayne, Mr. Dix, but the gentleman denies the accusation.

Mr. STUART. I am willing to make an explanation of the bill if the gentleman so desires.

The SPEAKER pro tempore. The Chair would be glad to recognize the gentleman even after the event. The Chair recognizes the gentleman from Allegheny, Mr. Stuart, under unanimous consent. The Chair hears no objection.

Mr. STUART. Mr. Speaker, the purpose of this bill is simply to correct an oversight in the Newspaper Advertising Act of 1929 as it now exists. Wartime and post-war shortages of newsprint and other materials and equipment, and even of repair parts needed in printing newspapers, have shown the constant danger of involuntary interrupted production. This is especially true in the case of small dailies and a great number of weekly newspapers in Pennsylvania.

As the law now exists, any interruption in publication, no matter how absolutely unavoidable it may be, would endanger the right of the paper to receive legal and official advertising under the provisions of the Newspaper Advertising Act. This Act says that a newspaper must have been published continuously for six months to be eligible to publish legal advertising. The sole purpose of the amendment proposed in Senate Bill No. 823 is to remove that threat in the case of any involuntary suspension of publication.

Not only will this bill afford protection to the publishers of small newspapers, but it will make impossible any upset of litigation in case legal advertising should be placed inadvertently in a newspaper that had been forced to suspend publication.

I might say that Mr. Dix who himself has published a small newspaper, and other small newspapers at this time are in a position to suspend for a week or two in order to give their employes a vacation because of their health.

The SPEAKER pro tempore. The Chair thanks the gentleman from Allegheny.

Mr. DIX. Mr. Speaker—

The SPEAKER pro tempore. The Chair would say to the gentleman from Wayne, Mr. Dix, that he has been abundantly informed. What we wanted the explanation for was an opportunity to smoke our pipe.

Mr. DIX. Mr. Speaker, I just wanted to thank the gentleman from Allegheny, Mr. Stuart, for helping me out. In view of the fact that the Wayne County Citizen has been published for over one hundred years, I hope it will not cease publication for some time to come, but if it should I am sure that this legislation will be very beneficial.

The SPEAKER pro tempore. The Chair thanks the gentleman from Wayne, Mr. Dix.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 828, as follows:

An Act to authorize and empower the Pennsylvania Turnpike Commission to combine the Turnpike the Eastern Extension and the Western Extension or any two thereof for financing purposes under the provisions of this Act authorizing the issuance of Turnpike Revenue bonds of the Commonwealth payable solely from tolls to pay the cost of the Eastern Extension and the Western Extension paying the cost of the Eastern Extension or the cost of the Western Extension or the cost of both and refunding any Turnpike revenue bonds or Turnpike refunding bonds which have heretofore been issued by the Commission under the provisions of any Act heretofore approved or under the provisions of this Act and which shall then be outstanding including the payment of any redemption premiums thereon refunding any revenue bonds or revenue refunding bonds heretofore issued under the provisions of this Act including the payment of and redemption premiums thereon authorizing the Commission to fix tolls from time to time for use of the projects so combined providing for the use of a facsimile of the signature of the Governor and of the Chairman of the Commission in lieu of their manual signatures and a facsimile of the official seal of the Commission upon any bonds issued under the provisions of this Act or any other Act authorizing the issuance of bonds for the payment of the construction of any Turnpike and giving certain definitions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As used in this Act the following words and terms shall have the following meanings unless the context shall indicate another or different meaning or intent

(a) The word "Commission" shall mean the Pennsylvania Turnpike Commission created by the Act approved the twenty-first day of May 1937 (P. L. 774)

(b) The word "Turnpike" shall mean the turnpike heretofore constructed under the provisions of said Act approved the twenty-first day of May 1937 (P. L. 774)

(c) The term "Eastern Extension" shall mean the turnpike authorized to be constructed and financed under the provisions of the Pennsylvania Turnpike Extension Act approved the sixteenth day of May 1940 (P. L. 949) as amended

(d) The term "Western Extension" shall mean the turnpike authorized to be constructed and financed under the provisions of the Western Pennsylvania Turnpike Extension Act approved the eleventh day of June 1941 (P. L. 101) as amended

(e) The word "project" shall mean either the Turnpike or the Eastern Extension or the Western Extension

(f) The word "cost" as applied to the Eastern Extension shall have the same meaning as the term "cost of the turnpike" as defined in said Act approved the sixteenth day of May 1940 and as applied to the Western Extension shall have the same meaning as the term "cost of the turnpike" as defined in said Act approved the eleventh day of June 1941

Section 2 Notwithstanding any of the provisions of any of the Acts hereinabove mentioned and in addition to all other powers granted to it by law the Commission is hereby authorized and empowered (1) to combine the Turnpike the Eastern Extension and the Western Extension or any two thereof for financing purposes under the provisions of this Act (2) to provide for the issuance at one time or from time to time of revenue bonds of the Commonwealth for any of the following purposes (a) paying the cost of the Eastern Extension and the cost of the Western Extension (b) paying the cost of the Eastern Extension or the cost of the Western Extension or the cost of both and refunding any turnpike revenue bonds or

turnpike revenue refunding bonds which shall have theretofore been issued by the Commission under the provisions of any of the Acts hereinabove mentioned or under the provisions of this Act and which shall then be outstanding including the payment of any redemption premium thereon and (c) refunding any revenue bonds or revenue refunding bonds theretofore issued under the provisions of this Act including the payment of any redemption premium thereon and (3) to fix and revise from time to time tolls for the use of the project so combined

The issuance of revenue bonds under the provisions of this Act the maturities and other details thereof the securing of such bonds by a trust indenture the maintenance and operation of the projects so combined the fixing and revising of tolls for the use of such projects the exemption of such projects and such bonds from taxation the rights of the holders of such bonds and the rights powers duties and obligations of the Commonwealth and of the Commission in respect of the same shall be governed by the provisions of said Act approved the twenty-fifth day of May 1937 (P. L. 774) as amended by the Act approved the twenty-fourth day of May 1945 (P. L. 972) in so far as the same may be applicable

Section 3 Notwithstanding any of the provisions of any of the Acts hereinabove mentioned any revenue bonds hereafter issued by the Commission whether under the provisions of any of said Acts or under the provisions of this Act may be executed with the facsimile signatures of the Governor and the Chairman of the Commission in lieu of their manual signatures and a facsimile of the official seal of the Commission may be affixed to such bonds in lieu of the official seal In cast any officer whose signature or a facsimile of whose signature shall appear on any such bonds or coupons shall cease to be such officer before the delivery of such bonds such signatures or such facsimile shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson.	Frost.	McCormack.	Sarrafi.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster.
Baumunk.	Goff.	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker.
Bentzel.	Graybill.	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith, C. C.
Boles.	Greer.	Mills.	Smith, C. M.
Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger.
Bower.	Gyger.	Mooney.	Sorg.
Breisch.	Hall.	Moore, E.	Sproul.
Brice.	Haller.	Moore, H. A.	Stank.
Brown.	Haudenschild	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham.
Bucchin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins.
Cole.	Johnson.	O'Donnell.	Toomey.
Cook.	Johnston.	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Keiley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dalrymple.	Kent.	Polaski.	Waldron.

Davison,	Kirley.	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse.
Dennison,	Kratz,	Ragot,	Watkins,
Depuy,	Krise,	Readinger,	Watson,
Dix,	Kurtz,	Reagan,	Weldner.
Dye,	Laughner,	Reese, D. P.,	Weiss,
Efenberg,	Layer,	Reese, R. E.,	Wescott,
Elder,	Lee,	Reilly, J. M.,	West,
Erb,	Lelsey,	Reilly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Yeakel,
Fish,	Lovett,	Robertson,	Yester,
Fiss,	Lyons,	Root,	Yetzer,
Flack,	Madden,	Rose,	Young,
Fleming,	Madigan,	Rowen,	Lichtenwalter,
Foor,	Mazza,	Royer,	Speaker

NAYS—1

Worley,

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 829, as follows:

An Act making an appropriation to the Land-Grant College of Pennsylvania for the purpose of matching certain moneys appropriated by the Congress of the United States

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of six hundred thousand dollars (\$600,000) or so much thereof as may be necessary is hereby appropriated to the Land-Grant College of Pennsylvania for the two fiscal years beginning the first day of June one thousand nine hundred forty-seven for the purpose of matching moneys appropriated or which may be appropriated by the Congress of the United States for use within the biennium for the support of research and extension work in agriculture and home economics in Pennsylvania as provided by the terms of an act of Congress approved the twenty-ninth day of June one thousand nine hundred thirty-five (Bankhead-Jones Act) as amended by the terms of Pamphlet Laws 76 approved the sixth day of June one thousand nine hundred forty-five (Bankhead-Flannagan Act) and Pamphlet Laws 733 approved the fourteenth day of August one thousand nine hundred forty-six (Hope-Flannagan Act)

Section 2 The moneys herein appropriated shall be available and expended only to the extent to which such moneys are necessary in order to meet the requirements for matching funds as provided in the above-named acts of Congress

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher	McKosker	Sax
Andrews,	Getchey	McCullough	Scanlon
Bane,	Gibson	McDonald	Schuster.
Barrett,	Goff,	McKinney	Scott,
Baumunk,	Goodling,	McMillen	Serrill.

Beech,	Gorman,	Mihm,	Shoemaker.
Bender,	Graybill,	Mikula.	Simons.
Bentzel,	Greenwood.	Miller.	Smith C. C.
Bloom,	Greer,	Mills,	Smith C. M.
Boles,	Griffiths,	Mintess,	Snider.
Bonawitz,	Guthrie.	Mohr	Sollenberger
Boorse,	Gyger.	Moore C. E.	Sorg.
Bower,	Hall.	Moore H. A.	Sproul.
Brelach,	Hafer.	Mooney.	Stank.
Brice,	Haudenschild.	Morrison	Stimmel,
Brown,	Helm.	Murray	Stockham
Brunner,	Henry,	Myers,	Stonier.
Bucchin,	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker,	Naumann	Swope.
Capano,	Hoffman.	Needham	Tahl.
Cassidy,	Hoopes.	Neft,	Thomassy,
Chervenak.	Horan.	Nelson	Thompson.
Chudoff,	Imbt,	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare,	Tompkins
Cochran,	Johnson.	O'Donnell	Toomey.
Cole,	Johnston.	O'Neill.	Turner.
Cook,	Jones,	Orban.	Upshur.
Cooper,	Jump,	Patten,	Vaughan.
Cordier,	Kean,	Petrosky.	Verona.
Costa,	Kent,	Pichney.	Wachhaus
Crowley.	Kelley.	Pickens.	Wagner.
Dague,	Kemp.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison,	Kline.	Price,	Walton.
De Long,	Kohl,	Propert.	Waterhouse
Demech,	Kratz,	Ragot	Watkins
Dennison,	Krise,	Readinger	Watson.
Depuy,	Kurtz,	Reagan,	Weldner
Dix,	Laughner	Reese D. P.,	Weiss.
Dye,	Layer.	Reese R. E.,	Wescott.
Efenberg,	Lee,	Reilly, J. M.,	West.
Elder,	Lelsey,	Reilly W. J.,	Wheeler
Erb,	Livingston.	Richter.	Wolf,
Evans,	Livingstone.	Riley,	Wood,
Ewing,	Loftus	Robbins,	Worley
Feola,	Lovett	Robertson	Yeakel.
Fish,	Lyons,	Root,	Yester.
Fiss,	Madden.	Rose,	Yetzer,
Flack	Madigan	Rowen.	Young.
Fleming	Mazza.	Royer.	Lichtenwalter.
Foor,	McCormack.	Sarraff.	Speaker.
Frost			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 833, as follows:

An Act to further amend section one of the act approved the seventeenth day of April one thousand eight hundred ninety-three (P. L. 21) entitled as amended "An act to facilitate the labors of the judges of the court of common pleas and orphans' court of the county in which the seat of government is or may be located in the disposition of the business of the Commonwealth by providing suitable clerical assistance" further providing for the appointment and salaries of stenographers and clerk

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the seventh day of April one thousand eight hundred ninety-three (P. L. 21) entitled as amended "An act to facilitate the labors of the judges of the court of common pleas and orphans' court of the county in which the seat of government is or may be located in the disposition of the business of the Commonwealth by providing suitable clerical assistance" as last amended by the act approved the ninth

day of June one thousand nine hundred thirty-nine (P. L. 275) is hereby further amended to read as follows

Section 1 Be it enacted &c That to facilitate the labors of the judges of the court of common pleas and orphans' court of the county in which the seat of government is or may be located in the disposition of the business of the Commonwealth the said judges are hereby authorized to employ the help of stenographers typewriters and other clerks provided the cost of such help shall not exceed the sum of twenty-four hundred dollars per annum for each of said judges The cost of such help shall be paid by the judge employing the same and shall be repaid to him upon his certificate of the amount paid by him during the preceding month to be made upon the requisition for salaries as provided] [by law] appoint and set the salaries of stenographers and clerks provided the cost of such help shall not exceed the sum of five thousand dollars (\$5000) per annum for each of said judges Such salaries shall be paid by the Commonwealth

Section 2 The provisions of this act shall become effective the first day of July one thousand nine hundred forty-seven

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson	Frost	McCormack	Sax
Andrews	Gallagher	McCosker	Scanlon
Bane	Getchey	McCullough	Schuster
Barrett	Gibson	McDonald	Scott
Baumunk	Goff	McKinney	Serrill
Beech	Goodling	McMillen	Shoemaker
Bender	Gorman	Mihm	Simons
Bentzel	Graybill	Mikula	Smith C C
Bloom	Greenwood	Miller	Smith C M
Boles	Greer	Mills	Snider
Bonawitz	Griffiths	Mintess	Sollenberger
Boorse	Guthrie	Mohr	Sorg
Bower	Gyger	Mooney	Sproul
Breisch	Hall	Moore C E	Stank
Brice	Haller	Moore, H A	Stimmel
Brown	Haudenschild	Morrison	Stockham
Brunner	Helm	Murray	Stonier
Buechin	Henry	Myers	Stuart
Cadwader	Hewitt	Najaka	Swope
Caplan	Hocker	Nauman	Tahl
Cassidy	Hoffman	Needham	Thomassy
Chervenak	Hoopes	Neff	Thompson
Chudoff	Horan	Nelson	Tittle
Clevenger	Imbt	O'Connor	Tompkins
Cochran	Jennings	O'Dar	Toomey
Cole	Johnson	O'Donnell	Turner
Cook	Johnston	O'Neill	Upshur
Cooper	Jones	Orban	Vaughan
Cordier	Jump	Patten	Verona
Costa	Kean	Petrosky	Wachhaus
Crowley	Kelley	Pichney	Wagner
Dague	Kemp	Pickens	Waldron
Dalrymple	Kent	Polaski	Wallin
Davison	Kirley	Powers	Walton
De Long	Kline	Price	W. Terhouse
Demech	Kohl	Probert	Watkins
Dennison	Katz	Ragot	Watson
Depuy	Krise	Readinger	Weldner
Dix	Kurtz	Reese D P	Weiss
Dye	Laughner	Reese, R E	Wescott
Eisenberg	Layer	Reilly J M	West
Elder	Lee	Reilly W J	Wheeler
Erb	Leisey	Richter	Wolf
Evans	Livingston	Riley	Wood
Ewing	Livingstone	Robbins	Worley
Feola	Loftus	Robertson	Yeakei
Fish	Lovett	Root	Yester
Fiss	Lyons	Rose	Yetzer
Flack	Madden	Rowen	Young
Fleming	Madigan	Royer	Lichtenwaiter
For	Mazza	Sarra	Speaker

NAYS—1

Reagan,

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 836, as follows:

An Act to further amend part of section one of the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and in certain other cases into the State Employees' Retirement Fund for certain purposes" by further regulating the payment of such moneys into the State Employees' Retirement Fund

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The third paragraph from the end of section one of the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and in certain other cases into the State Employees' Retirement Fund for certain purposes" as last amended by the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 160) is hereby further amended to read as follows

Section 1 * * * * *
All moneys paid to the treasurer of any municipality shall be forthwith paid or credited to the pension or retirement fund or the premium on the pension annuity contract as the case may be to provide pension retirement or disability benefits for the policemen of such municipality or the dependents of such policemen All moneys paid into the State Employees' Retirement Fund shall be credited in equal proportions to the State Annuity Accounts of the [accumulated deductions of the] members of the State Police who are contributing members to such fund

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Gallagher	McCosker	Sax
Andrews	Getchey	McCullough	Scanlon
Bane	Gibson	McDonald	Schuster
Barrett	Goff	McKinney	Scott
Baumunk	Goodling	McMillen	Serrill
Beech	Gorman	Mihm	Shoemaker
Bender	Graybill	Mikula	Simons
Bentzel	Greenwood	Miller	Smith C C
Bloom	Greer	Mills	Smith C M
Boles	Griffiths	Mintess	Snider

Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 841, as follows:

An Act to repeal so much of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital" and its supplements as authorize aldermen justices of the peace and mayors to commit minors to The House of Refuge of Western Pennsylvania now known as the Pennsylvania Training School at Morganza The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fifteen of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for western Pennsylvania and relative to the Pennsylvania State Lunatic hospital" is hereby repealed in so far as it authorizes aldermen and justices of the peace to commit minors to The House of

Refuge of Western Pennsylvania now known as the Pennsylvania Training School at Morganza

Section 2 Section sixteen of said act and the act approved the sixteenth day of April one thousand eight hundred fifty-seven (P. L. 219 Number 261) entitled "An act entitled 'A supplement to an act to incorporate an Association for the establishment of a House of Refuge for Western Pennsylvania and relative to the Pennsylvania State Lunatic Hospital approved the twenty-second day of April A. D. one thousand eight hundred and fifty' are hereby repealed absolutely

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Schoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Flack,	Lyons,	Root,	Yester,
Fleming,	Madden,	Rose,	Yetzer,
Foor,	Madigan,	Rowen,	Young,
Fish,	Mazza,	Royer,	Lichtenwalter,
Fiss,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate

with information that the House of Representatives has passed the same without amendment.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 848, entitled:

An Act increasing the salaries of all elected county officers of counties of the first class

On the question,
Will the House agree to the bill on third reading?
Mr. CHARLES C. SMITH. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER pro tempore. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend page 1, line 2 of the title by inserting at the end of the line after the word "class" the following: "and of certain elected officers of cities coextensive therewith."

Amend Section 1, page 1, line 2, by inserting after the word "class" and before the word "hereinafter" the following: "and of each elected officer of cities coextensive with counties of the first class elected by the voters of the entire city."

Amend Section 1, page 1, line 3 by striking out after the word "such" and before the word "officer" the word: "county."

The SPEAKER pro tempore. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,
Will the House agree to the amendments?
They were agreed to.
On the question,
Will the House agree to the bill on third reading as amended?

It was agreed to.
Ordered, That the bill as amended lie over for printing.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 864, as follows:

An Act to repeal the act approved the eleventh day of April one thousand eight hundred sixty-eight (P. L. 864) entitled "An act relative to the election of commissioner's clerk in the County of Northampton"

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the eleventh day of April one thousand eight hundred sixty-eight (P. L. 864) entitled "An act relative to the election of commissioner's clerk in the County of Northampton" is hereby repealed

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204			
Andrews	Gallagher.	McCosker.	Sax.
Aaronson.	Getchey.	McCullough.	Scanlon,
Bane,	Gibson.	McDonald.	Schuster

Barrett.	Goff,	McKinney.	Scott,
Baumunk.	Goodling.	McMillen.	Serrill.
Beech,	Gorman,	Mihm,	Shoemaker
Bender,	Graybill,	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith. C C.,
Bloom,	Greer,	Mills,	Smith. C M.,
Boies.	Griffiths,	Mintess,	Snider,
Bonawitz.	Guthrie.	Mohr,	Sollenberger.
Boorse.	Gyger,	Mooney.	Sorg.
Bower.	Hall,	Moore. C E.,	Sproul,
Brelsch.	Haller.	Moore. H A.	Stank,
Brice.	Haudensfield.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham
Brunner,	Henry,	Myers,	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart,
Cadwalader.	Hocker.	Naumann	Swope.
Capano.	Hoffman,	Needham	Tahl.
Cassidy,	Hoopes.	Neff,	Thom. ssy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt,	O'Connor	Tittle.
Clevenger.	Jennings.	O'Dare,	Tompkins
Cochran.	Johnson.	O'Donnell	Toomey,
Cole.	Johnston.	O'Neill,	Turner.
Cook	Jones,	Orban,	Upshur,
Cooper.	Jump.	Patten,	Vaughan,
Cordier.	Kean,	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Wallin.
Dairymple.	Kirley	Powers.	Walton.
Davidson.	Kline.	Price.	Waterhouse.
De Long.	Kohl.	Propert.	Watkins.
Demech.	Kratz,	Ragot.	Watson.
Dennison	Krise.	Readinger.	Waldron.
Depuy	Kurtz,	Reagan.	Weldner.
Dix.	Laughner.	Reese D P.,	Weiss.
Dye.	Layer.	Reese R E.,	Wescott.
Efenberg.	Lee.	Reilly. J M.,	West.
Elder.	Lelsey	Reilly. W J.,	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming	Mazza.	Royer	Lichtenwalter.
Foor	McCormack.	Sarra.	Speaker
Frost			

NAYS—0

NOT VOTING—1

Trout,
The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendments.

BILL ON SECOND READING

The SPEAKER pro tempore. If there is no objection, the Chair will return to page 24, bills on second reading, Senate Bill No. 859.

Agreeably to order,
The House proceeded to the second reading and consideration of Senate Bill No. 859, entitled:

An Act to further amend section four of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 465) entitled "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for

the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" permitting the use of an automatic mechanically operated device as a means of egress and escape from buildings in cases of fire and panic

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for third reading.

RECONSIDERATION OF VOTE

Mr. DAVID P. REESE. Mr. Speaker, I move that the vote by which House Bill No. 861, Printer's No. 569, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commission and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" authorizing heads of departments to act by deputy as ex-officio members of any board or commission and authorizing the Secretary of Health to act by deputy both as a member and as chairman of the Advisory Health Board.

was ordered to be transcribed for third reading be reconsidered.

Mr. WOOD. Mr. Speaker, I second the motion.

The SPEAKER pro tempore. How did the gentleman from Dauphin, Mr. Reese, vote on ordering the bill to be transcribed for third reading.

Mr. DAVID P. REESE. In the affirmative, Mr. Speaker.

The SPEAKER pro tempore. How did the gentleman from Lancaster, Mr. Wood, vote on ordering the bill to be transcribed for third reading.

Mr. WOOD. In the affirmative, Mr. Speaker.

The motion was agreed to.

Mr. DAVID P. REESE. I move that the vote by which the House agreed to the bill on second reading be reconsidered.

The motion was agreed to.

Mr. DAVID P. REESE. Mr. Speaker, I move that the vote by which the title and sections 2 and 3 were agreed to be reconsidered.

The motion was agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. DAVID P. REESE offered the following amendment:

Amend page 6, line 13 by adding a new section to read as follows:

Section 3. Subsection (g) of section seven hundred ten of said act as last amended by the act approved the twenty-eighth day of April one thousand nine hundred forty-three (P. L. 94) is hereby amended and subsection (h) is hereby added to read as follows

Section 710. Pennsylvania State Police. The Pennsylvania State Police shall have the power and its duty shall be

* * * * *

(g) To enforce the laws regulating the use of the highways of this Commonwealth and to assist the Department of Revenue in the collection of motor license fees for titling vehicles and tractors operators' license fees the tax on cigarettes and the tax on liquid fuels and the issuance of certificates of title and motor and operators' licenses

(h) To search without warrant any boat conveyance vehicle or receptacle or any place of business when there is good reason to believe that any law has been violated the enforcement or administration of which is imposed or vested in the Department of Revenue.

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. DAVID P. REESE offered the following amendment:

Amend page 7, line 10, by striking cut after the word "Section" the following: "[4 3]" and insert in lieu thereof the following: "4".

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the section?

Mr. DAVID P. REESE offered the following amendment:

Amend the title, page 1, line 1, by inserting at the beginning of the line after the word "amend" the following: "section two hundred thirteen subsection (f) of section four hundred forty-eight subsection (g) of section seven hundred ten and to add subsection (h) to section seven hundred ten of".

Amend the title, page 2, line 17, by inserting after the word "Board" and before the strike out the following: "to authorize the Pennsylvania State Police to assist the Department of Revenue in the collection of the tax on cigarettes and to permit search without warrant for law violations where the duty of enforcement or administration is in the Department of Revenue".

They were agreed to.

The section was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1046

Mr. WALTON. Mr. Speaker, I call up the report of the Committee of Conference on House Bill No. 1046.

The report was read as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1046, entitled: "An act to amend section two of the act approved the twenty-sixth day of May, one thousand nine hundred twenty-one (P. L. 1172) entitled 'A Supplement to the act approved the seventeenth day of May one thousand nine hundred

seventeen (P. L. 208) entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof; defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" requiring permits to conduct pharmacies providing for the revocation thereof, and prescribing penalties' regulating the use of a corporate title in applying for a pharmacy permit and its use on labels"

Respectfully submit the following bill as our report:

JACOB W. CARR,
A. EVANS KEPHART,
JOSEPH M. BARR,
(Committee on the Part of the Senate)

JOHN C. WALTON,
E. H. BANE,
W. W. SERRILL.

(Committee on the part of the House of Representatives)

An Act to amend section two of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A Supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An Act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words "drug" and "poison" and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" regulating the use of a corporate title in applying for a pharmacy permit and its use on labels and advertisements except signs

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twenty sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A Supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words "drug" and "poison" and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" is hereby amended to read as follows

Section 2 Upon application on a form to be prescribed and furnished it and the payment of a fee of two dollars (\$2.00) the [Pennsylvania] State Board of Pharmacy shall issue a permit to conduct a pharmacy to such persons associations copartnerships or corporations as the board deems qualified to conduct such business Every corporation in applying for a pharmacy permit shall use its full corporate title which shall also be used on all labels and advertisements except signs All permits issued under the provisions of this act shall be exposed in a conspicuous place in the pharmacy for which it was issued and shall expire on the first day of July following the date of issue No permit shall be issued unless it appears to the satisfaction of the board that the management of the pharmacy is in the charge of a pharmacist registered under the provisions of the act to which this is a supplement All permit fees collected under the provisions of this act shall be paid into the State Treasury

Section 2 The provisions of this act shall become effective the first day of January one thousand nine hundred forty-eight

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax,
Andrews.	Getchey.	McCullough.	Scanlon,
Bane.	Gibson.	McDonald.	Schuster
Barrett.	Goff.	McKinney.	Scott,
Baumunk.	Goodling.	McMillen.	Serrill.
Beach.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons
Bentzel.	Greenwood	Miller.	Smith, O. C.
Bloom.	Greer.	Mills.	Smith, C. M.,
Boles.	Griffiths.	Mintess.	Snider,
Bonawitz.	Guthrie.	Mohr.	Sollenberger,
Boorse.	Gyger.	Mooney.	Sorg,
Bower.	Hall.	Moore C. E.	Sproul.
Brelsich.	Haller.	Moore, H. A.	Stank.
Brice.	Haudenshield	Morrison.	Stimmel,
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Buechlin.	Hewitt.	Najaka.	Stuart,
Cadwalader.	Hocker.	Naumann.	Swope,
Capano.	Hoffman.	Needham.	Tahl,
Cassidy.	Hoopes.	Neff.	Thomassy,
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Keau.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D. P.	Weiss.
Dye.	Layer.	Reese R. E.	Wescott.
Efenberg.	Lee.	Reilly J. M.	West.
Elder.	Leisey.	Reilly, W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwaller.
Foor.	McCormack.	Sarra.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

The SPEAKER pro tempore. The Chair presents to the House the report of the Committee of Conference on Senate Bill No. 318.

The report will be filed with the Clerk. This being a Senate Bill, it will be printed by the Senate.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 218

The SPEAKER pro tempore. The Chair presents to the House the report of the Committee of Conference on Senate Bill No. 218.

The report will be filed with the Clerk. This being a Senate Bill, it will be printed by the Senate.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 113.

An Act to add section eight point one and to amend section thirteen of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class creating and prescribing the powers and duties of a Board of Property Assessment Appeals and Review imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties" by further providing for the assessment and valuation of buildings under construction and land which has been laid out in building lots

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 5 by inserting after the word "actually" the words "sold or"; line 6 by inserting after the word "shorter" the following: "each such lot as sold shall be subject to reassessment beginning with the date of such sale and new construction begun thereon shall be subject to reassessment as provided above".

Amend Section 2, page 5, line 5 by striking out after the word "of" the words "one year" and inserting in lieu thereof the words "six months"; line 12 by inserting after the word "actually" the words "sold or"; line 14 by inserting after the word "shorter" the following: "each such lot as sold shall be subject to reassessment beginning with the date of such sale and new construction begun thereon shall be subject to reassessment as provided above."

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker.	Sax.
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker.
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,

Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul.
Brelsch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham
Brunner,	Henry,	Myers,	Stonier,
Buchlin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopees,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Inbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins.
Cochran,	Johnson,	O'Donnell,	Toomey
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan.
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus.
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron.
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kilne,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse.
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Welas,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter.
Foot	McCormack	Sarrafi	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 316.

An Act to amend section four of article XVI of the act, approved the twenty-fifth day of June one thousand nine hundred nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth" by increasing the salaries of councilmen

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 6 by striking out after the bracket and figure "\$5000" the following: "eight thousand five hundred dollars (\$8500)" and inserting in lieu thereof the following: "seven thousand five hundred dollars (\$7500)."

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Gallagher.	McCosker.	Sax.
Andrews,	Getchey.	M Cullo .gh.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster
Barrett.	Goff,	McKinney.	Scott,
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons
Bentzel.	Greenwood.	Miller.	Smith C. J.
Bloom.	Greer.	Mills.	Smith, C M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hail.	Moore C E.	Sproul
Brelsch.	Haller.	Loore H A.	Stank.
Brice.	Haudenshield.	Morrison.	Stimmel.
Brown.	Heim.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Deputy.	Kurtz.	Reagan.	Weldner.
Dix.	Layghner.	Reese, D. P.	Weiss.
Dye.	Layer.	Reese, R. E.	Wescott.
Efenberg.	Lee.	Reilly, J. M.	West.
Elder.	Leisey.	Reilly, W J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarraff.	Speaker.
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and n- titled as follows:

HOUSE BILL No. 364.

An Act to further amend subsection (a) of section two hundred ten of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) en- titled "An act providing for and reorganizing the conduct of the executive and administrative work of the Com- monwealth by the Executive Department thereof and the administrative departments boards commissions and offi- cers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain

administrative departments boards and commissions de- fining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and offi- cers fixing the salaries of the Governor Lieutenant Gov- ernor and certain other executive and administrative officers providing for the appointment of certain ad- ministrative officers and of all deputies and other assist- ants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" increasing the salary of the Commissioner of Fisheries

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 4, lines 1, 2 and 3 by striking out after the word "fisheries" the words "(six thousand dollars) seven thousand five hundred dollars (\$7500)" and inserting in lieu thereof the words "six thousand seven hundred fifty dollars."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, I move that the House nonconcur in the amendments made by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 499.

An Act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties of the third fourth fifth sixth seventh and eighth classes to provide the time of paying the same and to repeal all acts in- consistent herewith

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 8, line 14 by striking out the word "matter" and inserting in lieu thereof the word "matters"; page 14, line 7, by inserting after the word "cents" the word "each"; line 13 by inserting after the word "cents" the word "each".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. DAVID P. REESE. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff,	McKinney.	Scott.

Baumunk	Goodling.	McMillen	Serrill.
Beech	Gorman	Mihm	Shoemaker.
Bender.	Graybill,	Mikula	Simons.
Bentzel	Greenwood.	Miller	Smith C. C.
Bloom.	Greer	Mills.	Smith C. M.
Boles.	Griffiths.	Mooney	Snider
Bonawitz	Guthrie	Moore C. E.	Sollenberger
Boorse.	Gyger	Mintess.	Sorg.
Bower	Hall.	Mohr	Sproul.
Brelsch	Haller.	Moore, H. A.	Stank
Brice	Haudenshield	Morrison.	Stimmel.
Brown	Helm.	Murray.	Stockham
Brunner.	Henry.	Myers.	Stonier.
Bucchin	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak	Horan.	Nelson.	Thompson.
Chudoff	Imbt.	O'Connor.	Tittle.
Clevenger.	Johnston.	O'Dare	Tompkins
Cochran.	Jennings.	O'Donnell	Toomey
Cole.	Johnson.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple	Kirley.	Powers.	Wallin.
Davidson.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Oennison	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weldner.
Dix.	Laughner.	Reese D. P.	Weiss.
Dye.	Layer.	Reese R. E.	Wheeler.
Efenberg.	Lee.	Reilly, J. M.	West.
Elder.	Leisey.	Reilly W. J.	Wescott.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor	McCormack	Sarrafi.	Speaker
Frost			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 651.

An Act to further amend section four thousand three hundred four of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by providing that the right to participate in the police pension fund after having been established shall not be forfeited

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 8 by inserting a bracket before the word "Causes" and after the word "of" and inserting the word "inalienable."

On the question,
Will the House concur in the amendments made by the Senate?

Mr. DALRYMPLE. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonaid.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel	Greenwood.	Miller.	Smith, C. C.
Bloom.	Greer.	Mills.	Smith, C. M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.	Sproul.
Brelsch.	Haller.	Moore, i. A.	Stank.
Brice.	Haudenshield.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Needham.	Swope.
Capano.	Hoffman.	Naumann.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Dare.	Tittle.
Clevenger.	Jennings.	O'Connor.	Tompkins
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davidson.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weldner.
Dix.	Laughner.	Reese D. P.	Weiss.
Dye.	Layer.	Reese R. E.	Wescott.
Efenberg.	Lee.	Reilly, J. M.	West.
Elder.	Leisey.	Reilly W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor	McCormack.	Sarrafi.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 654.

An Act to permit employes of counties cities boroughs towns and townships to accumulate annual sick leave in certain cases

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 1 by inserting after the word "of" the word "counties."

Amend Section 1, page 1, line 1 by inserting after the word "any" the word "county."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. DEMECH. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weldner,
Dix,	Laughner,	Reese D. P.,	Weiss,
Dye,	Layer,	Reese R. E.,	Wescott,
Efenberg,	Lee,	Pelly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Flash,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 674.

An Act to further amend section eleven of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298) entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," including certain per diem employment rendered prior to establishment of retirement system in determining length of service for retirement benefits.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 2 by inserting after the word "averaged" the words "at least."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. CHERVENAK. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Krise,	Ragot,	Watkins,
Dennison,	Kurtz,	Readinger,	Watson,
Depuy,	Kratz,	Reagan,	Weldner,
Dix,	Laughner,	Reese D. P.,	Weiss,
Dye,	Layer,	Reese R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,

Feola,	Lovett,	Robertson.	Yeakel,
Flah,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose	Yetzer,
Flack,	Madigan,	Rowen.	Young,
Fleming.	Mazza,	Royer,	Lichtenwalter
Poor.	McCormack.	Sarraí,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 714.

An Act to re-enact sections one to nine inclusive of the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2803 Act No 588) entitled "An act providing a method of annexation of townships of the first class and parts thereof to cities and boroughs and regulating the proceedings pertaining thereto" to make the same applicable to the annexation of parts of townships of the first class in counties of the second class not in excess of twenty per centum of the assessed value of any such township in counties of the second class to contiguous cities of the second class boroughs or other contiguous townships of the first class and repealing inconsistent laws excepting as to proceedings now pending

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the title, by striking out all of page 1, and line 1 of page 2 including the word "thereto," and inserting in lieu thereof the following: To re-enact sections one to nine inclusive of the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2803 Act No 588) entitled "An act providing a method of annexation of townships of the first class and parts thereof to cities and boroughs and regulating the proceedings pertaining thereto" to make the same applicable to the annexation of parts of townships of the first class in counties of the second class not in excess of twenty per centum of the assessed value of any such township in counties of the second class to contiguous cities of the second class boroughs or other contiguous townships of the first class and repealing inconsistent laws excepting as to proceedings now pending

Amend page 3, by inserting after the word "follows" the following:

Section 1 Sections one to nine inclusive of the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2803 Act No. 588) entitled "An act providing a method of annexation of townships of the first class and parts thereof to cities and boroughs and regulating the proceedings pertaining thereto" are hereby re-enacted to read as follows

Section 1 Be it enacted &c that whenever electors equal as to at least ten per centum of the highest vote cast for any office in any township of the first class contiguous to a city or borough at the last preceding general election or whenever ten per centum of the qualified electors residing within any part of a township of the first class contiguous to a city or borough shall petition the council of such city or borough for the annexation of the town-

ship of the first class or part thereof to the contiguous city or borough and for a referendum on the question of such annexation the council shall cause a question to be submitted at the primary election occurring at least sixty days thereafter by certifying a resolution duly adopted to the county commissioners of the county or counties in which any part of the city or borough or the township of the first class is located for submission of such question on the ballot or on voting machines at such election both in such township and in the city or borough to which annexation is desired in the manner provided by the election laws of this commonwealth

Such question shall be in the following form

Do you favor the annexation of the township of (or the part of the township briefly described) to the city (or borough) of	Yes	_____
	No	_____

If a majority of the persons voting on such question in the entire township and a majority of the persons voting on such question in the city or borough shall vote "Yes" then the township of the first class or part thereof as the case may be shall on the first Monday of January next following be and become a part of the city or borough

All petitions shall be accompanied by a plot or plots of the territory to be annexed showing all streets and highways municipal improvements and public buildings and all petitions for the annexation of a part of a township of the first class shall include a description of the part of the township sought to be annexed

Section 2 Until changed in the manner provided by law the township of the first class or part thereof if not divided into wards shall constitute a separate new ward of the enlarged city or of the enlarged borough if such borough is at the time divided into ward and if the township or part of a township at the time of the annexation was divided into wards then each ward of the township or part of a township shall constitute a separate new ward of the enlarged city or borough (if divided into wards) and shall be numbered by the council of the city or borough consecutively beginning with the next highest number after the existing highest numbered ward of the city or borough until changed in the manner provided by law all election districts in the township of the first class or part thereof shall remain as constituted at the time of the annexation and shall become election districts of the enlarged city or borough all election and other officers of such election districts in office at the time of the taking effect of the annexation shall continue in office until the expiration of their respective terms unless sooner removed as provided by law

Section 3 In the case of the annexation of an entire township of the first class all the indebtedness of the township as well as the indebtedness of the city or borough to which the same is annexed shall be paid by the city or borough as enlarged by such annexation and all territory included within the limits of the same shall be liable for the payment of the floating and bonded indebtedness and the interest thereon of all the territory included within such enlarged city or borough all taxes thereafter levied therefor shall be uniform throughout the territorial limits of the enlarged city or borough

All of the public property owned by any such township shall become and remain the public property of the city or borough to which it is annexed

Section 4 Where any part of any township of the first class is annexed to any city or borough the township officers of that part of the township not annexed and the city or borough council shall make a just and proper adjustment and apportionment of all public property owned by the township at the time of annexation both real and personal including funds as well as of indebted-

ness if any to and between the township and the city or borough in making such adjustment and apportionment of the property and indebtedness the township and the city or borough shall be entitled respectively to share in a division of the property and indebtedness in the proportion that the assessed valuation of the land remaining in the township bears to the assessed valuation of the land annexed the adjustment and apportionment as made shall be reduced to writing in proper form and duly executed and acknowledged by the proper officials and filed in the office of the clerk of the court of Quarter Sessions in the county in which said city is located

Section 5 In case the council of the city or borough and the township authorities cannot make such amicable apportionment and adjustment of their property and indebtedness in compliance with this act within six months after any such annexation then the council or any officer of the township may present a petition to the court of Quarter Sessions of the county in which the city or borough is located whereupon the court shall appoint three disinterested commissioners residents and taxpayers of the county not residing in the city or borough nor in the township who after hearing notice of which shall be given to the city or borough and township interested as the court shall direct shall make report to the court making an apportionment and adjustment of all the property as well as indebtedness if any to and between the city or borough and the township said report to state the amount if any that shall be due and payable from the city or borough to the township or from the township to the city or borough as well as the amount of indebtedness if any that shall be assumed by the city or borough or by the township or both of them

Section 6 The Commissioners shall give the city or borough and the township at least five days notice of the filing of their report and unless exceptions are filed thereto by the city or borough or by the township within thirty days after filing thereof the same shall be confirmed by the court absolutely and any sum awarded by said report to the city or borough or to the township shall be a legal and valid claim in its favor against the city or borough or township charged therewith and the amount of debt if any apportioned to any city or borough or township shall be a legal and valid claim against such city or borough or township charged therewith and any property real or personal given and adjudged to the city or borough or the township shall become and be the property of the city or borough or the township to whichever one the same is given and adjudged and upon such report being confirmed such claim or indebtedness charged against any city or borough or against any township may be collected in the same manner as a judgment is collected against any city or borough or township Such commissioners shall be allowed five dollars per day for each day actually spent by them in the performance of their duties together with their actual necessary expenses all costs and expenses of such proceedings shall be apportioned by the court to and between the city or borough and the township as it shall deem proper

In case exceptions are filed to the report of such commissioners the court shall dispose of the same taking testimony therein if deemed advisable and the decision of the court thereon shall be final and binding on the several cities boroughs and townships unless an appeal is taken within thirty days to the superior or supreme court as in other cases

Section 7 In cases in which such cities boroughs or townships of the first class are situated in two or more counties the court of quarter sessions of the county in which the city or borough is located shall have exclusive jurisdiction over the matter but the same shall be heard by a judge not a resident of either of the judicial districts affected who shall be called to preside specially in the matter and in such case the court shall appoint the commissioners hereinbefore provided for from both or all of such counties

Section 8 When an election is held on the question of annexation under the provisions of this act and the township of the first class proposed to be annexed or in which the territory proposed to be annexed is located votes against such annexation the question of such annexation shall not again be voted upon for a period of two years from the date of such election

Section 9 All proceedings for the annexation of a township of the first class or a part thereof to any city or borough under the provisions of any existing law that are pending and not finally disposed of on the effective date of this act shall be disposed of and determined under the provisions of the act under which they were brought and all proceedings for the annexation of any township of the first class or part thereof to any city or borough shall hereafter be had only under the provisions of this act

Amend Section 2, page 14, by striking out after the word "thereto" the words "is hereby repealed" and inserting in lieu thereof the words "and all other acts and parts of acts inconsistent herewith are hereby repealed excepting as to proceedings now pending."

Amend Section 3, page 14, by inserting after the word "enactment" the words "excepting as to proceedings now pending."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. JOHNSTON. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher	McCosker	Sax
Andrews.	Getchey	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling	McMillen.	Serrill.
Beech.	Gorman.	Mhm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.
Bloom.	Greer.	Mills.	Smith, C. M.
Boles.	Griffiths.	Mintess	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.	Sproul.
Breisch.	Haller.	Moore, H. A.	Stank.
Brice.	Haudensfield.	Morrison.	Simmel.
Brown.	Helm.	Murray.	Stockham
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann	Swope.
Capano.	Hoffman	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weldner.
Dix.	Laughner.	Reese, D. P.	Weiss.
Dye.	Layer.	Reese, R. E.	Wescott.
Elder.	Lee.	Reilly, J. M.	West.
Efenberg.	Leisey.	Reilly, W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Flash.	Lyons.	Root.	Yester.
Flass.	Madden.	Rose.	Yetzer.

Flack, Fleming, Foor, Frost,	Madigan, Mazza, McCormack,	Rowen, Royer, Sarraf,	Young, Lichtenwalter, Speaker
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NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 814.

An Act to further amend subsections A and B of section eight hundred seven of the act approved the fifteenth day of May one thousand nine hundred and thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" eliminating requirement that certificates be filed with articles of amendment

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 4, line 17 by inserting a bracket before the word "the" and after the word "approval"; line 19 by inserting after the word "of" the following words "the articles of amendment required by this act endorse its approval".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. COOPER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson, Andrews, Bane, Barrett, Baumunk, Beech, Bender, Benzel, Bloom, Boles,	Gallagher, Getchey, Gibson, Goff, Goodling, Gorman, Graybill, Greenwood, Greer, Griffiths,	McCosker, McCullough, McDona, McKinney, McMillen, Mihm, Mikula, Miller, Mills, Mintess,	Sarraf, Scanlon, Schuster, Scott, Serrill, Shoemaker, Simons, Smith, C. C., Smith C. M., Snider.
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Bonawitz, Boorse, Bower, Brelscher, Brice, Brown, Brunner, Bucchin, Cadwalader, Capano, Cassidy, Chervenak, Chudoff, Clevenger, Cochran, Cole, Cook, Cooper, Cordier, Costa, Crowley, Dague, Dalrymple, Davison, De Long, Demech, Dennison, Depuy, Dix, Dye, Efenberg, Elder, Erb, Evans, Ewing, Feola, Fish, Fiss, Flack, Fleming, Foor, Frost,	Guthrie, Gyger, Hall, Haller, Haudenschild, Helm, Henry, Hewitt, Hocker, Hoffman, Hoopes, Horan, Imbt, Jennings, Johnson, Johnston, Jones, Jump, Kean, Kelley, Kemp, Kent, Kirley, Kline, Kohl, Kratz, Krise, Kurtz, Laughner, Layer, Lee, Lelsey, Livingston, Livingstone, Loftus, Lovett, Lyons, Medden, Madigan, Mazza, McCormack,	Mohr, Mooney, Moore, C. E., Moore, H. A., Morrison, Murray, Myers, Najaka, Needham, Naumann, Neff, Nelson, O'Connor, O'Dare, O'Donnell, O'Neill, Orban, Patten, Petrosky, Pichney, Pickens, Polaski, Powers, Price, Propert, Ragot, Readinger, Reagan, Reese D. P., Reese, R. E., Reilly, J. M., Reilly, W. J., Richter, Riley, Robbins, Robertson, Root, Rose, Rowen, Royer, Sax,	Sollenberger, Sorg, Sproui, Stank, Stimmel, Stockham, Stonier, Stuart, Swope, Tahl, Thomassy, Thompson, Tittle, Tompkins, Toomey, Turner, Upshur, Vaughan, Verona, Wachhaus, Wagner, Waldron, Wallin, Walton, Waterhouse, Watkins, Watson, Weidner, Weiss, Wescott, West, Wheeler, Wolf, Wood, Worley, Yeakel, Yester, Yetzer, Young, Lichtenwalter, Speaker.
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NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 909.

An Act to amend section thirty-three of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various officers of said political subdivisions; and prescribing penalties," by providing that salaries of tax collectors, their deputies, clerks and assistants in third class cities shall be considered as compensation for pension and retirement purposes and requiring certain payments by the taxing districts.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 8 by striking out after the word "of" the words "tax collectors their" and inserting in lieu thereof the word "the"; page 2 line 1 by inserting after the word "assistants" the words "of tax collectors".

Amend Section 1, page 5, line 1 by striking out after the second word "the" the words "city treasurer as tax collector his"; line 2 by inserting after the word "assistants" the words "of the city treasurer as tax collector".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. DALRYMPLE. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster
Barrett.	Goff.	McKinney	Scott.
Baumunk	Goodling.	McMillen	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker
Bender.	Graybill.	Mikula	Simons.
Bentzel	Greenwood.	Miller	Smith. C. C.
Bloom.	Greer.	Mills.	Smith C. M.
Boles.	Griffiths	Minces	Snider
Bonawitz	Guthrie.	Mohr.	Sollenberger
Boorse	Gyger.	Mooney	Sorg
Bower	Hall.	Moore C. E.	Sprout
Brelsch	Haller.	Moore, C. A.	Stank.
Brice	Haudenshield	Morrison.	Stimmel.
Brown	Helm.	Murray	Stockham
Brunner.	Henry.	Myers.	Stonier
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader	Hocker.	Naumann	Swope.
Capano.	Hoffman.	Needham	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak	Horan.	Neison.	Thompson.
Chudoff	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell	Toomey
Cole.	Johnston	O'Neill.	Turner.
Cook	Jones.	Orban.	Unshur.
Cooper	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski	Waldron.
Dairymple	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison	Krise.	Readinger.	Watson.
Deputy	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D. P.	Weiss.
Dye.	Layer.	Reese R. E.	Wescott.
Efenberg.	Lee.	Relly, J. M.	West.
Elder.	Lelsey.	Relly, W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
For.	McCormack.	Sarra.	Speaker
Frost			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 983.

An Act to further amend clause (a) of section four hundred fifteen of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulations, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws." changing the definition of group life insurance and further defining group accident and health insurance

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER pro tempore. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 1 by inserting after the word "fifteen" the words "and clause (A) of section six hundred twenty-one point one"; page 2 line 4, by inserting after the word "insurance" the words "and further defining group accident and health insurance".

Amend Section 2, page 4, line 3 by inserting the following:

Section 2 Clause (A) of section six hundred twenty-one point one of said act as amended by the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 148) is hereby further amended to read as follows

Section 621.1 Group accident and health insurance (a) group accident and health insurance is hereby declared to be that form of accident and health insurance covering not less than twenty-five employees or members and in addition may include the employees' or members' dependents written under a master policy issued to a summer camp scout troop college school system [school] one or more schools or other [institution] institutions of learning or to the head or heads or principal or principals thereof who or which shall be deemed the policyholder or to any governmental corporation unit agency or department thereof or to any corporation or partnership individual employer or to any association or organization of employees of one employer its affiliates or subsidiaries or to the members of any labor union bar association medical dental or other professional society volunteer fire department automobile club or association or to any organization or association of federal or state employees or school teachers or school employees or nurses where officers members employees or classes or departments thereof may be insured for their individual benefit

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House concur in the amendments made by the Senate?

Mr. KLINE. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.

Bentzel	Greenwood.	Miller	Smith O C.
Bloom	Greer.	Mills.	Smith C M.
Boles	Griffiths.	Mintess.	Snider.
Bonawitz	Guthrie.	Mohr.	Sollenberger.
Boorse	Gyger	Mooney.	Sorg
Bower	Hall.	Moore C E.	Spre
Brelsch	Haller.	Moore H A.	Stank.
Brice	Handenshield	Morrison.	Stramel.
Brown	Helm.	Murray.	Stockham
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Nedham	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pickney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D P.	Weiss.
Dye.	Layer.	Reese R E.	Wescott.
Efenberg.	Lee.	Rellly J M.	Wer
Elder.	Lelsey	Rellly W J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarraf.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 1040

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 13, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1040, Printer's No. 794, entitled "An Act authorizing and directing the Delaware River Joint Commission to undertake immediately an aggressive campaign to promote increased commerce on the Delaware River both freight and passenger as authorized by the compact with the State of New Jersey under which said commission operates and to undertake the formulation of a specific action program for the promotion of the navigable section of the Delaware River and bay extending from Trenton New Jersey and Morrisville Pennsylvania to the Atlantic Ocean as a highway of commerce the investigation of the necessity for additional means of communication between the Ports of Philadelphia and Camden and the sea and to conduct an investigation

for the purpose of formulating a specific plan and report relative to the need for and advisability of constructing additional tunnels or bridges across that section of the Delaware River extending from Trenton New Jersey and Morrisville Pennsylvania to the Delaware Bay and making an appropriation."

JAMES H. DUFF.

THE SPEAKER (Franklin H. Lichtenwalter) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Cambria, Mr. Andrews, for presiding.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 72.

An Act to further amend section three hundred twenty of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by providing for the payment of retirement allowances to widows of deceased county employes and for crediting employes with time heretofore or hereafter spent in military service in time of war or national emergency in counties of the second class.

SENATE BILL No. 96.

An Act to amend section nine hundred three of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" changing the requirements relating to withdrawal of joint deposits.

SENATE BILL No. 172.

An Act directing the Department of Military Affairs to select, procure, award, and provide for the furnishing of certain service medals.

SENATE BILL No. 189.

An Act to amend section one of the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 164) entitled "An act authorizing and empowering minors seventeen years of age or older to contract for and to make loans in accordance with the provisions of the act of Congress known as the "Servicemen's Readjustment Act of 1944" or any agency of the Commonwealth hereafter created and saving and relieving the parents guardians and trustees of such minors from any liability therefor unless joining therein" authorizing minor spouses of minors to join in the execution of certain contracts

and prohibiting the disaffirmance of such contracts on the grounds of minority.

SENATE BILL No. 240.

An Act to amend the act approved the fifteenth day of May one thousand nine hundred and thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and limitations on acts of corporations authorized to engage in the banking business.

SENATE BILL No. 242.

An Act to further amend subsection B of section one thousand one hundred nine of the act approved the fifteenth day of May one thousand nine hundred and thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations association or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and duties and limitations upon powers of corporations and persons authorized to engage in a banking or fiduciary business or both.

SENATE BILL No. 373.

An Act to further amend section one thousand four hundred twelve of the act approved the fifteenth day of May one thousand nine hundred and thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corpora-

tion conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and duties and limitations upon powers of corporations and persons authorized to engage in a banking or fiduciary business or both

SENATE BILL No. 470.

An Act authorizing the laying out and taking over by the Secretary of Highways with the approval of the Governor of new State highway routes in certain cases providing for their laying out opening construction reconstruction and maintenance at the expense of the Commonwealth and making an appropriation.

SENATE BILL No. 478.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing, or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by extending the wartime purchasing powers of the Department of Property and Supplies for a period of not longer than two years after the state of war ceases; and by further prescribing the method of making purchases and entering into contracts by the Department of Property and Supplies.

SENATE BILL No. 513.

An Act to further amend section one hundred thirty-three clauses (b) and (e) of section eight hundred fourteen sections one thousand four hundred four and one thousand four hundred six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" further regulating plans to merge and the merger of school districts transportation and routes and contracts pertaining thereto and authorizing transportation of pupils on tours to points within the Commonwealth.

SENATE BILL No. 556.

An Act to further amend the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent

corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" further providing for authorized investments and limitations upon loans and discounts of savings banks.

SENATE BILL No. 579.

An Act to amend section one of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 922 No. 307) entitled "A supplement to the act approved the seventh day of March one thousand nine hundred and one (P. L. 20) entitled 'An act for the government of cities of the second class' as amended authorizing the mayor city controller and council to make emergency loans" further providing for the payment of emergency loans.

SENATE BILL No. 581.

An Act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania creating a State Public School Building Authority as a body corporate and politic with power to construct improve and operate projects and to lease the same and to fix and collect fees rentals and charges for the use thereof authorizing school districts to enter into contracts to lease authorizing and regulating the issue of bonds by said authority and providing for the payment of such bonds and the rights of the holders thereof granting the right of eminent domain increasing the powers and duties of the Department of Public Instruction and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act.

SENATE BILL No. 598.

An Act to further amend section six of the act approved the thirty-first day of May one thousand nine hundred and eleven (P. L. 468) entitled "An act providing for the establishment of a State Highways Department by the appointment of a State Highway Commissioner two Deputy State Highway Commissioners chief engineer chief draughtsman superintendents of highways and a staff of assistants and employees defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats principal cities and towns and extending to the State line describing and defining same by route numbers as the State highways of the Commonwealth providing for the improvement maintenance and repair of said State highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpike or toll roads forming all or part of any State highway and procedure therein providing for work of improvement of State highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by

the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State highways and State-aid highways and kind of materials to be used in the improvements providing for payment of cost of improvement and repairs providing penalty for injuring or destroying State highways making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highways Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" by changing certain routes.

SENATE BILL No. 634.

An Act to further amend sections ten and eleven of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1518), entitled as amended "An act regulating the construction, equipment, maintenance, operation and inspection of elevators; granting certain authority to and imposing certain duties upon the Department of Labor and Industry; providing fees for inspection of elevators, certificates of operation, and approval of plans; providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," increasing fees for inspection.

SENATE BILL No. 635.

An Act to further amend section eleven of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1513), entitled "An act regulating the construction, equipment, maintenance, operation and inspection of boilers granting certain authority to and imposing certain duties upon the Department of Labor and Industry providing penalties for violations of this act; and repealing all acts or parts of acts inconsistent with this act," increasing fees for inspection and certificates.

SENATE BILL No. 664.

An Act to further amend Rule 12 and to amend Rule 13 of Article XII of the act approved the second day of June one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" requiring the making of a report of the daily examinations made by the mine foreman or his assistant of the working places while the workmen of such places are or should be at work and the countersigning of such report by the mine foreman.

SENATE BILL No. 667.

An Act to amend section two thousand five hundred fifty one of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" changing the provisions thereof authorizing the levy and collection of taxes.

SENATE BILL No. 682.

An Act to further amend rule seventy-seven of section six of article eleven of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756),

entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," requiring that non-gaseous mines upon becoming gaseous shall discontinue the use of certain electrical equipment within a certain period of time, authorizing the Secretary of Mines to extend such period for an additional period after investigation and requiring such mines to otherwise comply with all laws relating to gaseous mines.

SENATE BILL No. 683.

An Act to further amend section three of Article XXVIII of the act, approved the ninth day of June one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith" applying certain regulations to mines employing fewer than five persons and providing penalties.

SENATE BILL No. 726.

An Act to amend section ten of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" limiting the number of successive weeks during which the granting of letters testamentary or of administration must be advertised.

SENATE BILL No. 736.

An Act to further amend sub-section (a) of section 10 thousand nine hundred and thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and

imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" validating certain expenditures.

SENATE BILL No. 738.

An Act to further amend subsection (c) of section two hundred twelve of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) en-regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerk thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" regulating issuance of a duplicate certificate of title.

SENATE BILL No. 741.

An Act to amend the fifth paragraph of article seven of the act, approved the seventh day of March, one thousand nine hundred one (P. L. 20), entitled "An act for the government of cities of the second class," by requiring depositories of city funds and other funds for which the city acts as custodian or trustees to give security and defining such security.

SENATE BILL No. 802.

An Act to further amend section two of the act approved the sixth day of June one thousand eight hundred and seventy-one (P. L. 1353) entitled "An act relative to plans of survey and regulation in the city of Philadelphia" by reducing the minimum number of days for advertising

SENATE BILL No. 804.

An Act to further amend section four hundred forty-four of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" increasing maximum appropriations which may be made for agriculture extension work

SENATE BILL No. 812.

An Act relating to milk produced in the Commonwealth of Pennsylvania and delivered to plants which are or may hereafter become approved by any health authority as sources of milk for New York City and the Counties of Westchester, Suffolk or Nassau in the State of New York; providing for a Milk Compact Commissioner; designating the Chairman of the Milk Control Commission of the Commonwealth of Pennsylvania as such Milk Compact Commissioner; authorizing the Milk Compact Commissioner to enter into a compact or compacts with the legally constituted authorities of other states for the uniform regulation of the price to be paid producers for said milk, subject to such federal consent as may be authorized or required by law; providing that the Milk Compact Commissioner may become a member of an authority or a commission created by any such compact;

authorizing uniform regulation of prices to be paid producers, as may be provided in any such compact; providing that the Milk Compact Commissioner in the event of his temporary physical inability to perform any of the duties imposed upon him shall designate a deputy to act for him and in his behalf; providing that any such compact agreed upon by the several states which shall become parties thereto shall expressly provide that all milk delivered by producers under the terms and conditions of said compact or the provisions of any price fixing or other order issued pursuant to the authority of such compact and distributed as milk or cream in Pennsylvania shall be priced commensurately with the prices of milk produced in Pennsylvania, not covered by such compact or order and re-delivered, re-sold or otherwise disposed of, or marketed in any marketing area in the Commonwealth of Pennsylvania, as such prices are fixed by the then existing rules, regulations and prices legally established in Pennsylvania for such area providing for reports to be made upon request to the Governor of the Commonwealth, and providing for methods for the transmittal of such compact by the Governor of the Commonwealth of Pennsylvania to the Congress of the United States for Congressional consent as required by Article 1, Section 10, Clause 3 of the Constitution of the United States.

SENATE BILL No. 820.

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in the city of Harrisburg Dauphin County Pennsylvania containing approximately twenty-seven acres for use as a site for a Veterans' Administration Hospital and ceding jurisdiction to the United States

SENATE BILL No. 821.

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in the City of Wilkes-Barre Luzerne County Pennsylvania containing approximately fifty-one acres for use as a site for a Veterans' Administration Hospital and ceding jurisdiction to the United States

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

HOUSE BILL No. 466 AND COMMUNICATION TAKEN FROM TABLE

Mr. McMILLEN. Mr. Speaker, I move that House Bill No. 466, together with the communication from the Governor, be taken from the table.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 466

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1947.
To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 466, Printer's No. 628, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JAMES H. DUFF

RESOLUTION

HOUSE BILL No. 466 RETURNED TO THE GOVERNOR WITHOUT AMENDMENT

Mr. McMILLEN offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 13, 1947.

Resolved (if the Senate concurs), That House Bill No. 466, Printer's No. 628, entitled "An act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics" which was recalled from the Governor for the purpose of amendments, be returned to the Governor without amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

SENATE INSISTS UPON AMENDMENTS NONCONCURRED IN BY HOUSE TO HOUSE BILL No. 1216

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1216, entitled:

An Act to reenact amend and revise the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs"

Mr. SORG. Mr. Speaker, I move that the House insist upon its nonconcurrence in the amendments made by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1216

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. HOFFMAN, BOORSE and SWOPE.

Ordered, That the Clerk inform the Senate accordingly.

SENATE BILL No. 313 AND MESSAGE TAKEN FROM TABLE

Mr. SORG. Mr. Speaker, I move that Senate Bill No. 313, together with the message from the Senate, be taken from the table.

The motion was agreed to.

SENATE MESSAGES

AMENDED SENATE BILL NONCONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 313.

An Act to reenact, amend and revise the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103), as amended, entitled "An act

concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto."

Mr. SORG. Mr. Speaker, I move that the House recede from its amendments nonconcurring in by the Senate.

On the question recurring,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—200

Aaronson.	Frost.	McCormack.	Sarraf.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster.
Baumunk.	Goff.	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker.
Bentzel.	Graybill.	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith, C. C.
Boles.	Greer.	Mills.	Smith, C. M.
Boorse.	Griffiths.	Mintess.	Snider.
Bower.	Guthrie.	Mohr.	Sollenberger.
Brelschi.	Gyger.	Mooney.	Sorg.
Brice.	Hall.	Moore, C. E.	Sproul.
Brown.	Haller.	Moore, H. A.	Stank.
Brunner.	Haudenschild.	Morrison.	Stimmel.
Buchlin.	Helm.	Murray.	Stockham.
Cadwalader.	Henry.	Myers.	Stonier.
Capano.	Hewitt.	Najak.	Stuart.
Cassidy.	Hoffman.	Naumann.	Swope.
Chervenak.	Hoopes.	Needham.	Tahl.
Chudoff.	Horan.	Neff.	Tomassy.
Clevenger.	Imbt.	Nelson.	Thompson.
Cochran.	Jennings.	O'Connor.	Tompkins.
Cole.	Johnson.	O'Dare.	Toomey.
Cook.	Johnston.	O'Donnell.	Turner.
Cooper.	Jones.	O'Neill.	Upshur.
Cordier.	Jump.	Orban.	Vaughan.
Costa.	Kean.	Patten.	Verona.
Crowley.	Kelley.	Petrosky.	Wachhaus.
Dague.	Kemp.	Pichney.	Wagner.
Dairymple.	Kent.	Pickens.	Waldron.
Davison.	Kirley.	Polaski.	Wallin.
De Long.	Kline.	Powers.	Walton.
Demech.	Kohl.	Price.	Waterhouse.
Dennison.	Kratz.	Propert.	Watkins.
Depuy.	Krise.	Ragot.	Watson.
Dix.	Kurtz.	Readinger.	Weidner.
Dye.	Laughner.	Reagan.	Weiss.
Efenberg.	Layer.	Reese, R. E.	Wescott.
Elder.	Lee.	Relly, J. M.	West.
Erb.	Lelsey.	Relly, J. J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Worley.
Flah.	Lovett.	Robertson.	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan.	Rowen.	Young.
Poor.	Mazza.	Royer.	Lichtenwalter.

Speaker

NAYS—4

Bonawitz.	Hocker.	Reese D. P.	Tittle.
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NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE INSISTS UPON ITS AMENDMENTS NONCONCURRED IN BY THE HOUSE TO HOUSE BILL No. 454

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-

concurred in by the House of Representatives, to House Bill No. 454, entitled:

An Act to amend the heading of Article III, and to amend, or further amend, Sections three hundred two, three hundred three, three hundred five, three hundred six, three hundred seven, three hundred eight, three hundred nine, three hundred ten, three hundred eleven, three hundred twelve, three hundred thirteen, three hundred fourteen, three hundred fifteen, three hundred eighteen, three hundred nineteen three hundred twenty-one of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by establishing a new schedule of resident licenses and fees; fixing a termination date for the issuance of free licenses to military personnel; changing the license period authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely; and changing penalties.

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its nonconcurrence in the amendments made by the Senate, and that a Committee of Conference be appointed on the part of the House.

The motion was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 454

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House Messrs. ELDER, GOODLING and YESTER.

Ordered, That the Clerk inform the Senate accordingly.

SENATE INSISTS UPON AMENDMENTS NONCONCURRED IN BY HOUSE TO HOUSE BILL No. 502

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurred in by the House of Representatives, to House Bill No. 502, entitled:

An Act to further amend the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts of applicants and licensees and providing penalties" by requiring certain experience as an operator before opening a beauty shop further regulating the eligibility requirements for examinations the right to give home treatments and the proceedings to revoke or suspend licenses and certificates and prescribing additional penalties.

Mr. KRISE. Mr. Speaker, I move that the House insist upon its nonconcurrence in the amendments made by the Senate, and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 502

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House Messrs. KRISE, RAGOT and CHERVENAK.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED SENATE BILLS NONCONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 498.

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Session of one thousand nine hundred and forty and one thousand nine hundred and forty-two

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments nonconcurred in by the Senate. The motion was agreed to. Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 545.

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" further providing for the jurisdiction of adoption proceedings the contents of petitions necessary consents hearings and decrees and validating certain adoptions.

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments nonconcurred in by the Senate. The motion was agreed to. Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 760

An Act to further amend section two hundred five subsection (2) of section two hundred six and sections five hundred one five hundred two five hundred seven eight hundred two and eight hundred seven and to amend subsection (b) of section three Article II sections three hundred one four hundred one six hundred three six hundred four six hundred six six hundred seven seven hundred one seven hundred four eight hundred four eight hundred six and nine hundred four of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personal Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon officers and employees of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" by further regulating and improving the civil service of certain departments and

agencies of the Commonwealth and repealing an existing law

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments nonconcurred in by the Senate. The motion was agreed to. Ordered, That the Clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 92

An Act to amend section one of the act approved the fifth day of April one thousand nine hundred twenty-nine (P. L. 170) entitled "An act to regulate and establish the fees to be charged by justices of the peace and aldermen in this Commonwealth and imposing liability for costs upon the county in certain cases" increasing the fees and costs in certain cases and repealing inconsistent laws

HOUSE BILL No. 93

An Act to amend section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" increasing the fees in certain cases.

HOUSE BILL No. 168

An Act providing for the issuance and sale of bonds by the Commonwealth of Pennsylvania for the construction of public building creating a special fund in the State Treasury to be known as the Public Buildings Construction Fund; defining the powers and duties of the Governor, the Auditor General, the State Treasurer, and the Board of Finance and Revenue, in relation thereto; providing for the payment of interest on, and the redemption of, such bonds; and making appropriation.

HOUSE BILL No. 234.

An Act to amend section seven of the act approved the twenty-fourth day of July one thousand nine hundred forty-one (P. L. 490) entitled "An act relating to acknowledgments of written instruments and to make uniform the law with relation thereto" regulating acknowledgments of written instruments made by corporations.

HOUSE BILL No. 236.

An Act to amend subsections one and two of section nine of the act, approved the twenty-fourth day of July, one thousand nine hundred forty-one, (P. L. 490), entitled "An act relating to acknowledgments of written instruments and to make uniform the law with relation thereto," defining how certificates of certain acknowledgments taken without the State shall be authenticated.

HOUSE BILL No. 247.

An Act making an appropriation to the C Dudley Saul Clinic of the Saint Luke's and Children's Medical Centre Philadelphia Pennsylvania for the purpose of research concerning the care and treatment of alcoholics the training of personnel and the maintenance of patients.

HOUSE BILL No. 275.

An Act to amend section twenty-seven and subsection (a) of section twenty-eight of the act approved the first

day of June one thousand nine hundred thirty-seven (P. L. 1132) entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" increasing the period of time in which removal notices and registration transfers must be made.

HOUSE BILL No. 330.

An Act to amend sections eight nine and fourteen of the act approved the fifth day of May one thousand nine hundred twenty-one (P. L. 389) entitled "An act to regulate and control the manufacture sale offering for sale giving away and use of weights and measuring devices in the Commonwealth of Pennsylvania providing for the approval and disapproval of such weights measures and devices by the Bureau of Standards and prescribing penalties" providing for marking and changing penalties.

HOUSE BILL No. 331.

An Act to further amend clause (c) of section two of the act approved the twenty-third day of May one thousand nine hundred nineteen (P. L. 278) entitled "An act supplementary to an act approved the eleventh day of May one thousand nine hundred eleven entitled 'An act to provide for the appointment of county and city inspectors of weights and measures providing for their compensation and expenses prescribing their duties prohibiting vendors from giving false or insufficient weights and fixing the penalties for the violation of the provisions hereof' providing for the examination of the glassware used for testing milk and cream for butterfat with the Babcock test prohibiting the use of inaccurate testing glassware defining the term Standard Babcock Glassware and fixing penalties for the violations of the provisions of this act" regulating contents of Standard Babcock Pipette.

HOUSE BILL No. 360.

An Act to repeal certain statutes relating to weights and measures.

HOUSE BILL No. 392.

An Act to further amend section three of the act approved the eleventh day of May one thousand nine hundred eleven (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures providing for their compensation and expenses prescribing their duties prohibiting vendors from giving false or insufficient weights and fixing the penalties for the violation of the provisions hereof" changing penalties.

HOUSE BILL No. 427.

An Act to further amend sections six and seven of the act approved the twenty-fourth day of July one thousand nine hundred thirteen (P. L. 965) entitled "An Act defining commodities regulating the sale thereof and providing penalties for violation hereof" changing the weight of a bushel of hair (plastering) from necessity of net

quantity being marked thereon any package containing less than one ounce of liquid or dry commodities and selling for five cents or less

HOUSE BILL No. 497.

An Act to ascertain and appoint the fees to be received by the clerks of the courts of oyer and terminer and quarter sessions of the Commonwealth in counties of the third fourth fifth sixth seventh and eight classes

HOUSE BILL No. 535.

An Act to amend section one thousand nine of Article Ten of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations; of existent corporations authorized to engage in a banking business, with or without fiduciary powers of private bankers, and of the officers, directors, trustees shareholders, attorneys, and other employees of all such corporations or private bankers, or of affiliated corporations, associations or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," as amended, to permit certain Banks and Trust Companies to acquire and hold additional shares of stock of certain Title Insurance Companies

HOUSE BILL No. 576.

An Act fixing the fees of the recorder of deeds in counties of the sixth, seventh, and eighth class.

HOUSE BILL No. 676.

An Act to further amend the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employees' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," permitting contributors who entered military service to reinstatement as members upon payment of certain amounts into the retirement fund, and providing that in such cases members shall be given credit as to benefits for time in military service.

HOUSE BILL No. 708.

An Act to further amend clause III of section seven hundred two of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" providing alternative methods for annual assessments of cost and expense for the acquisition of a water system and for the maintenance of fire hydrants and the purchase of hose.

HOUSE BILL No. 720.

An Act defining and providing for the licensing and regulation of private business schools and classes and agents thereof conferring powers and imposing duties upon the State Board of Private Business Schools and prescribing penalties.

HOUSE BILL No. 751.

An Act to further amend sections six hundred eighteen and six hundred twenty-one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring periodic revisions of standards of the State Council of Education with reference to school buildings providing for advisory committees in connection therewith and making the type of heating and ventilating systems optional with boards of school directors.

HOUSE BILL No. 813.

An Act to further amend subsections A and B of section seven hundred seven of the act approved the fifth day of May one thousand nine hundred and thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and their officers directors shareholders solicitors and other employees prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State Departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" eliminating requirement that certificates of clearance be filed with articles of amendment.

HOUSE BILL No. 827.

An Act defining and providing for the licensing of private correspondence schools and the registration of agents of such schools providing for contractual liability conferring powers and imposing duties on the State Council of Education and prescribing penalties.

HOUSE BILL No. 834.

An Act to add section five point one to the act approved the eighth day of May one thousand nine hundred twenty-nine (P. L. 1643 No. 510) entitled "An act relating to the collection of city county school and poor taxes within the territorial limits of cities of the second class A establishing the office of collector of taxes therein defining its duties and powers changing the power of and imposing duties upon cities of the second class A counties school districts and poor districts and the officers thereof and imposing penalties" permitting employees of the office of the collector of taxes to become members of the city retirement system under certain conditions.

HOUSE BILL No. 925.

An Act making an appropriation to the Department of Property and Supplies to establish and conduct a service for photographing correspondence records and other papers and for studying and recommending filing systems or the use of space by departments boards and commissions.

HOUSE BILL No. 933.

An Act to further amend the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by changing the provisions relating to the giving of notice of assessments.

HOUSE BILL No. 1014.

An Act to further amend the fifth paragraph of section three hundred five of the act approved the twenty-ninth day of November one thousand nine hundred thirty-three (P. L. 15-1933-34) entitled as amended "An act to regulate and restrain the sale manufacture possession transportation importation traffic in and use of alcohol and alcoholic and malt or brewed beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board and its agents the Department of Public Instruction other officers of the State Government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on and off the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connection with and transactions in such beverages by licenses and others providing for the forfeiture of certain property making disposition of the receipts from State stores and of fees and imposing penalties" permitting for a limited period of time wines to be sold without having affixed to the package the official seal of the board.

HOUSE BILL No. 1017.

An Act to further amend the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" by further defining real estate brokers and real estate salesmen and further regulating the licensing and supervision of such persons and their business.

HOUSE BILL No. 1103.

An Act to amend sections two hundred seven and eight hundred nine of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" requiring the recording of corporation charters and amendments thereto.

HOUSE BILL No. 1107.

An Act to further amend section one of the act approved the sixteenth day of May one thousand eight hundred sixty-one (P. L. 708) entitled "An act relating to brokers and private bankers" by changing the times for filing returns and for payment of the tax due.

HOUSE BILL No. 1108.

An Act to further amend subsection (a) of section seven hundred nineteen and section one thousand seven hundred two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State gov-

ernment providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by changing the times for filing returns and for payment of the tax due and in certain cases providing penalties.

HOUSE BILL No. 1185.

An Act to further amend section one of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 844) entitled as amended "An act authorizing the Commonwealth of Pennsylvania or any department or division thereof and counties cities boroughs incorporated towns townships school districts and poor districts to make contracts of life health and accident policies for the benefit of employees thereof and contracts for pensions for such employees and providing for the payment of the cost thereof" by extending the provisions of this act to elected and appointed officers.

HOUSE BILL No. 1195.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Commissioner of the Pennsylvania State Police to acquire by purchase or condemnation suitable building or buildings in Schuylkill County for use as a Pennsylvania State Police barracks and making an appropriation.

HOUSE BILL No. 1214.

An Act to amend the title and to further amend section two of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled "An supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth" including towns and townships within its provisions providing for proportionate distribution of the tax receipts according to the amount of insurance written on property in the respective cities townships towns and boroughs and requiring agents to be instructed to place on the fire insurance policy the name of the locality wherein the insured premises are located.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 1098

Commonwealth of Pennsylvania
Governor's Office, Harrisburg, June 13, 1947.
To the Honorable, the House of Representatives, of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 1098, Printer's No. 362, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JAMES H. DUFF.

RECONSIDERATION OF VOTE

Mr. SORG. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. BRUNNER. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Elk, Mr. Sorg vote on the final passage of this bill?

Mr. SORG. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Montgomery, Mr. Brunner vote on the final passage of this bill?

Mr. BRUNNER. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. SORG. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question,

Will the House agree to the bill on third reading?

Mr. SORG. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend page 1, line 1 of the title by inserting after the word "nine" and before the word "of" the following: "and amend section twelve."

Amend page 2, line 8 of the title by striking out after the word "and" and before the word "requirements" the word: "[eligible]" and inserting in lieu thereof the word: "eligibility."

Amend page 2, line 9 of the title by inserting at the end of the line after the word "persons" the following: "clarifying responsibilities of the Department of Public Assistance and providing for reimbursement from County Institution Districts."

Amend Section 2, page 6, by striking out line 19 and 20.

Amend Section 2, page 7, by striking out lines 1 to 5 inclusive.

Amend Section 2, page 7, line 6, by striking out at the beginning of the line before the word "and" the following: "[guarding health safety and comfort]."

Amend Section 2, page 9, line 8, by striking out at the end of the line after the bracket the following: "[and are not inmates of a]" and inserting in lieu thereof the following: "to provide for themselves and their dependents a decent and healthful standard of living and who are not at the time of receiving assistance inmates of a public institution."

Amend Section 2, page 9, by striking out lines 9 to 16 inclusive.

Amend page 9 by inserting after line 19 a new section to read as follows:

"Section 3. Section twelve of said act is hereby amended by adding subsection (c) to read as follows:

"Section 12. Federal Contributions Restitution (a) All contributions received by the Department of Public Assistance from the United States Government for assistance shall be paid into the State Treasury through the Department of Revenue and credited to the biennial appropriation made to the Department of Public Assistance for the purpose of carrying out the purposes of this act

"(b) So long as required as a condition of Federal participation one-half of the net amount collected or recovered by way of restitution from any aged person or from his estate by or for the Department of Public Assistance shall be promptly paid to the United States and the remainder therefor shall be paid into the State Treasury and shall be credited to the current appropriation to the Department for Public Assistance as provided by law.

"(c) When assistance is granted to any adult person who because of physical infirmity (including chronic illness) receives care as defined in the rules regulations and standards established by the Department of Public Assistance with the approval of the State Board of Public Assistance and who receives such care from persons other than relatives of any degree by blood or marriage the cost of such assistance shall be a responsibility of the County Institution District in which that person has legal settlement and shall be a charge against that County Institution District to be collected as other moneys due the Commonwealth. All moneys thus collected by or for the Department of Public Assistance (except any portion thereof to be returned to the Federal Government because of participation in the assistance grants) shall be deposited in the General Fund and be credited to the current appropriation of the Department of Public Assistance and shall be available and are hereby appropriated to the Department for the same purpose for which such current appropriation is available."

Amend page 10, line 1, by striking out after the word "Section" and before the word "All" the numeral: "[3]" and inserting in lieu thereof the numeral: "4."

Amend page 10, line 3, by striking out after the word "Section" and before the word "This" the numeral: "[4]" and inserting in lieu thereof the numeral: "5."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 1099

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 13, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recal-

ling from the Governor House Bill No. 1099, Printer's No. 364, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JAMES H. DUFF

HOUSE BILL No. 1099 AND COMMUNICATION LAID ON TABLE

Mr. SORG. Mr. Speaker, I move that House Bill No. 1099, together with the communication from the Governor, be laid upon the table.

The motion was agreed to.

BILL ON SECOND READING

The SPEAKER. If there is no objection, the Chair will return to page 12 of today's calendar, bills on second reading. The Chair hear none.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 578, entitled:

An Act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claim therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws

The first article was read.

On the question,

Will the House agree to the article?

Messrs. GRIFFITHS and WEST offered the following amendments:

Amend Sec. 102, page 4, line 5, by striking out the words "and of cities of the first class".

Amend Sec. 102, page 4, line 15, by inserting after the word "class" the following: "or second class A".

Amend Sec. 102, page 4, line 16, by inserting after the word "class" the following: "or school district within a city of the second class A".

Amend Sec. 102, page 5, line 7, by inserting after the word "class" the following: "or a school district within a city of the second class A".

Amend Sec. 102, page 5, line 9, by inserting after the word "class" the following: "or any school district within a city of the third class".

Amend Sec. 102, page 5, line 10, by inserting after the word "city" the following: "or the school district".

Amend Sec. 102, page 5, line 13, by inserting after the word "city" the following: "or the board of directors of the school district".

Amend Sec. 102, page 5, line 17, by inserting after the

word "city" the following: "and any such school district".

Amend Sec. 102, page 5, line 19, by striking out the words "the city" where it appears the second time, and inserting in lieu thereof: "or of the board of directors the city or school district as the case may be".

Amend Sec. 102, page 6, line 2, by inserting after the word "city's" the following: "or school district's".

Amend Sec. 102, page 6, line 3, by inserting after the word "act" the following: Provided, further, That this act shall not apply in any county, the county commissioners of which shall, during the month of January, one thousand nine hundred forty-eight, adopt a resolution electing not to accept the provisions of this act, but to continue to collect its delinquent taxes, sell real estate and hold tax sales under and in accordance with existing laws

They were agreed to.

The article was agreed to as amended.

The second article was read and agreed to.

The third article was read.

On the question,

Will the House agree to the article?

Messrs. GRIFFITHS and WEST offered the following amendments:

Amend Sec. 314, page 29, line 9, by inserting after the word "proceed" the following: "by petition to the court of common pleas".

It was agreed to.

The article was agreed to as amended.

The fourth, fifth and sixth articles were separately read and agreed to.

The seventh article was read.

On the question,

Will the House agree to the article?

Messrs. GRIFFITHS and WEST offered the following amendments:

Amend Sec. 702, page 56, line 16, by inserting after the word "sold" the following: "in".

Amend Sec. 703, page 58, line 8, by inserting after the word "made" the following: "if requested by the county commissioners, taxing district or trustee which delivered possession thereof to the bureau, in the same manner as if said property was being sold at a first sale on a tax claim as provided in articles III and VI, and if no such request is made".

Amend Sec. 703, page 59, by inserting after line 2, the following: It is the intent of this section that where said property is exposed to a first public sale at the request of the county commissioners or trustee as above provided, but is not sold because of insufficient bid, the property shall thereafter be sold by order of court not later than the first day of June, one thousand nine hundred fifty-one, freed and discharged from all liens and encumbrances as provided under Article VI.

They were agreed to.

The article was agreed to as amended.

The eighth article was read.

On the question,

Will the House agree to the article?

Messrs. GRIFFITHS and WEST offered the following amendments:

Amend Sec. 801, page 59, line 10, by striking out the word "Absolutely".

Amend Sec. 801, page 59, line 11, by striking out the word "absolutely" and inserting in lieu thereof "in so far as they apply to taxing districts coming within the provisions of and operating under this act".

Amend Sec. 801, page 63, lines 6 to 16 inclusive, by striking out all of said lines and inserting in lieu thereof:

The act, approved the twenty-eighth day of July, one thousand nine hundred forty-one (P. L. 535), entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments, and prescribing the procedure therefor."

They were agreed to.

The article was agreed to as amended.

The table of contents was read.

On the question,

Will the House agree to the table of contents?

Messrs. GRIFFITHS and WEST offered the following amendment:

Amend Table of Contents, page 3, next to last line of table of contents, by striking out the figure "704" and inserting in lieu thereof: "703".

It was agreed to.

The table of contents was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Messrs. GRIFFITHS and WEST offered the following amendment:

Amend Title, page 2, line 4 of title, by inserting after the word "class" the following: "and school districts within cities of the second class A".

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

RECESS

The SPEAKER. If there is no objection, the Chair will now declare a recess until 6:30 p. m. Eastern Standard Time. The chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Franklin H. Lichtenwalter) in the Chair.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 113

An Act to add section point one and to amend section thirteen of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation on counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers abolishing the board for the assessment and revision of taxes in such counties and prescribing penalties," by further providing for the assessment and valuation of buildings under construction and land which has been laid out in building lots.

HOUSE BILL No. 316

An Act to amend section four of article XVI of the act approved the twenty-fifth day of June one thousand nine hundred nineteen (P. L. 581) entitled "An act for the better government of cities of the first class of this Commonwealth" by increasing the salaries of councilmen

HOUSE BILL No. 499

An Act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties of the third fourth fifth sixth seventh and eighth classes to provide the time of paying the same and to repeal all acts inconsistent herewith

HOUSE BILL No. 651

An Act to further amend section four thousand three hundred four of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by providing that the right to participate in the police pension fund, after having been established shall not be forfeited

HOUSE BILL No. 654

An Act to permit employes of cities (except of the first and second classes) boroughs towns and townships to accumulate annual vacation and sick leave in certain cases

HOUSE BILL No. 674

An Act to further amend section eleven of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "An act authorizing the creation of, and providing for, and regulating the maintenance and operation of a county employes' retirement system in counties of the fourth class, imposing certain charges on counties, and fixing penalties," including certain per diem employment rendered prior to establishment of retirement system in determining length of service for retirement benefits.

HOUSE BILL No. 714

An Act to reenact sections one to nine inclusive of the act approved the second day of July one thousand nine hundred thirty-seven (P. L. 2308 Act No. 588) entitled "An act providing a method of annexation of townships of the first class and parts thereof to cities and boroughs and regulating the proceedings pertaining thereto" to make the same applicable to the annexation of parts of townships of the first class in counties of the second class not in excess of twenty per centum of the assessed value of any such township in counties of the second class to contiguous cities of the second class boroughs or other contiguous townships of the first class and repealing inconsistent laws excepting as to proceedings now pending

HOUSE BILL No. 814

An Act to further amend subsections A and B of section eight hundred seven of the act approved the fifteenth day of May one thousand nine hundred and thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees share holders attorneys and

other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" eliminating requirement that certificates of clearance be filed with articles of amendment

HOUSE BILL No. 909

An Act to amend section thirty-three of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various officers of said political subdivisions; and prescribing penalties," by providing that salaries of tax collector their deputies, clerks and assistants in third class cities shall be considered as compensation for pension and retirement purposes and requiring certain payments by the taxing districts.

HOUSE BILL No. 983

An Act to further amend clause (a) of section four hundred fifteen and clause (a) of section six hundred twenty-one point one of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" changing the definition of group life insurance and further defining group accident and health insurance

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

REPORT OF COMMITTEE OF CONFERENCE ON
HOUSE BILL No. 952

Mr. DAVID P. REESE. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 952.

The SPEAKER. The report will lie over for printing.

MINORITY REPORT OF COMMITTEE OF CONFERENCE ON
HOUSE BILL No. 952

The SPEAKER. The Chair lays before the House, the Minority Report of the Committee of Conference on House Bill No. 952.

The report was read as follows:

The minority members on the Committee of Conference on House Bill No. 952 oppose the report of the Committee for the following reasons:

A. Because by the amendments made on page 7 this bill now is immanently unfair in that it pays benefits in times of labor disputes to non-union members while denying same benefits to Union members not directly interested in the dispute.

B. Because by the nature of the bill itself the philosophy behind the payment of Unemployment Compensation is one that considers benefits to be paid as strike benefits rather than Unemployment Compensation benefits.

C. Because in the opinion of the minority members this bill will shift from industry the responsibility and costs for the relief of distressed families of unemployed strikers to the Department of Public Assistance, thereby putting the costs directly upon the shoulders of the taxpayers.

D. Because this bill is a deliberate attack upon the entire structure of the American Labor movement. It is part of a definite program to make impotent the force and bargaining power of the American labor movement.

JOHN H. DENT,
Member of the Senate.

A. V. CAPANO,
Member of the House of Representatives.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 306, entitled:

An Act to consolidate amend and revise the penal laws of the Commonwealth.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

PERMISSION TO INTRODUCE BILL

Mr. MIKULA asked and obtained unanimous consent to introduce a bill at this time.

QUESTION OF PARLIAMENTARY INQUIRY

Mr. ANDREWS. Mr. Speaker, I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman will state it.

Mr. ANDREWS. Mr. Speaker, while I am functioning today in the position of my Minority Whip, I would like to ask whether it would be in order to make a motion that all Committees be discharged from consideration of all bills.

The SPEAKER. That is the gentleman's privilege.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 493, as follows:

An Act to further amend clause Sixth of section three section four and to amend section eight of the act approved the thirty-first day of May one thousand nine hundred thirty-three (P. L. 1116) entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and having in possession with intent to sell of adulterated or deleterious ice cream custard ice cream french ice cream french custard frozen custard sherbet ice and fruit ice including coated ice cream and the coating thereof fixing standards for ice cream custard ice cream french ice cream french custard frozen custard sherbet ice and fruit ice and to prevent the sale of imitation ice cream and defining said imitation ice cream providing penalties for the violation thereof and providing for the enforcement thereof" by further defining adulteration in certain cases and further Providing for unlawful use of containers and other equipment and the enforcement of the provisions of the act.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause Sixth of section three and section four of the act approved the thirty-first day of May one

thousand nine hundred thirty-three (P. L. 1116) entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture sale offering for sale exposing for sale and having in possession with intent to sell of adulterated or deleterious ice cream custard ice cream french ice cream french custard frozen custard sherbet ice and fruit ice including coated ice cream and the coating thereof fixing the standards for ice cream custard ice cream french ice cream french custard frozen custard sherbet ice and fruit ice and to prevent the sale of imitation ice cream and defining said imitation ice cream providing penalties for the violation thereof and providing for the enforcement thereof" as amended by the act approved the fifth day of June one thousand nine hundred thirty-seven (P. L. 1672) are hereby further amended to read as follows

Section 3 Ice cream custard ice cream french ice cream french custard frozen custard sherbet ice and fruit ice and the coating thereof shall be deemed to be adulterated within the meaning of this act

* * * * *

Sixth If it is offered for sale from any container compartment or cabinet which contains any article other than ice cream custard ice cream french ice cream french custard frozen custard sherbet ice or fruit ice except that ice cream custard ice cream french ice cream french custard french custard sherbet ice or a fruit ice when properly wrapped or packaged by the manufacturer and in unbroken packages or containers for delivery to the consumer may be offered for sale from one or more separate compartments of a refrigerated container or cabinet of which other separate compartments contain properly wrapped unbroken and sealed packages of frozen foods ready for delivery to the consumer Nothing contained in this clause shall be construed to modify in any way Section Four of this act

Section 4 It is unlawful for any person association partnership or corporation to sell offer for sale expose for sale or have in possession with intent to sell any ice cream custard ice cream french ice cream french custard frozen custard sherbets ices or fruit ices in any container which is falsely labeled or branded as to the name of the manufacturer thereof or to misrepresent in any way the place of manufacture thereof or to fail to place on each original container or package the name and address of said manufacturer preceded by the words "manufactured by" or followed by the word "manufacturer"

It is unlawful for any person to use or cause or allow to be used any equipment cabinet can container or refrigerating device owned leased or maintained by one manufacturer or distributor for the purpose of preserving refrigerating or holding any ice cream custard ice cream french ice cream french custard ice cream custard sherbet ice or fruit ice or any type of frozen food of another manufacturer or distributor or for any person knowingly to supply or place or deposit ice cream custard ice cream french ice cream french custard frozen custard sherbet ice or fruit ice or any type of frozen food of one manufacturer or distributor in any equipment cabinet can container or refrigerating device owned leased or maintained by another manufacturer or distributor for the purpose of preserving refrigerating or holding any ice cream custard ice cream french ice cream french custard frozen custard sherbet ice or fruit ice or any type of frozen food.

It is unlawful for any person to sell ice cream custard ice cream french ice cream french custard frozen custard sherbet ice or fruit ice or frozen foods knowingly or having reason to know that any of such products will be held preserved or refrigerated in the equipment cabinet can container or refrigerating device or equipment owned leased or maintained by another manufacturer or distributor

It is unlawful for any person other than the owner to remove erase obliterate cover or conceal any manufacturer's or owner's name insignia device or distinguishing mark which may appear or be placed on any ice cream equipment cabinet can or other container

Section 2 Section eight of said act is hereby amended as follows

Section 8 The Department of Agriculture is charged with the enforcement of the provisions of this act. Provided however that this provision shall not prevent any person or trade association from making complaints in the usual manner before any magistrate alderman or justice of the peace of any city borough incorporated town or township of this Commonwealth where the alleged violation took place for a violation of the provisions of this act

The Department is authorized to adopt and promulgate such rules and regulations as are necessary for the proper enforcement of the provisions of this act

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LOVETT. Mr. Speaker, Senate Bill No. 493 is the bill that I requested the other day or a week or so ago, that the sponsor of the bill please explain to the Members of this House what this particular bill did. Now, I understand my good friend, the Majority Whip, could make a statement with regard to this bill, and if he would like to make that statement prior to my statement, I would appreciate it if he would do it.

Mr. Speaker, I yield to the Majority Whip.

Mr. BRUNNER. Mr. Speaker, it was my understanding that another Member would make an explanation of this Act, but I think I can explain briefly the provisions of the present law and what the basic changes are under this bill. It is my understanding that under the present law if we have ice cream in an original container in a storage room, and a quarter of beef some fifty feet away from it, that ice cream under the present law is deemed to be adulterated. This bill would enable ice cream to be kept in freezing units or storage units in stores and elsewhere where there is more than one compartment, and would permit the ice cream to be contained in one or more compartments, and allow frozen foods to be in the other compartments without the ice cream being deemed adulterated.

There are exceptions in the bill in connection with these general principles, one exception being where a distributor or a manufacturer of a product leases or loans a freezing unit or a storage unit to an individual and then under those conditions the freezer shall not be used for products other than that of the distributor or the manufacturer. Of course, that can be waived by agreement, but generally speaking that cannot be done under this bill. This bill is sponsored by the Senator from Montgomery, Mr. Wood, and I have given you that information as it was explained to me by him.

Mr. LOVETT. Mr. Speaker, the explanation that my colleague on the other side gave of this bill reminds me of the story of the hamburger made out of rabbit and horse, fifty-fifty, one horse, one rabbit. He says one quart of ice cream and a quarter of beef.

During the last session of the Legislature we had practically the same bill, and if my memory serves me right we defeated that bill in Committee. My good friend, Mr. Huntley, who was a Member here for many years, assisted me in defeating that bill, because he felt that that bill was in the interest of the men who had these coolers

and set them into the local stores. From my knowledge of this bill, it would prohibit putting in any product that was not the product of the concern that put in the refrigeration. In other words, if you bought a few popsicles, you couldn't put them in this container, providing they were made by some other small corporation or individual who was trying to make a living.

I also notice in this bill that policing under this bill would come under the Department of Agriculture. Now, this Department of Agriculture, if my memory serves me right, refused to have a bill passed here or was not in favor of having the bill passed here, that would raise the vitamins of our bread. Of course, in the raising of the vitamins of the bread, that would deal with the individual. If the Department should take care of anybody, to my mind, it is the individual in the state of Pennsylvania, but I understand that the Department has no objection to policing under this bill. I also notice in this bill that although the Department does agree to police and enforce the law under this bill, that we still give the individual owner of the container or freezer the right to enter suit before any magistrate or any court. I do not feel that we should as a State police or protect these people who have these freezers or containers. Under the present law, they can put a container into any store. They can stipulate when they put it into the store, that you cannot put anything into it other than their product. That is their stipulation. They can say to the merchant, "or we will take it out." I don't know why we should protect them. That is their business.

Back in some of our small communities we don't want the Department of Agriculture going into our local grocery stores and fining people under the Pure Foods Act or some other Act of the State of Pennsylvania in defense of this legislation. So, my friends, in the interest of small business and those who do not have the containers to set them into the stores, I urge that we defeat this bill and say to these people that own these containers, "You take care of your own containers, you stipulate when you set the refrigeration into the store, what the store shall put into it or keep in it." In that way you make him responsible for his own refrigeration and containers.

My friends, I ask you to vote down Senate Bill No. 493, Printer's No. 375, and I ask the Clerk to only record those answering to their names.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—94

Aaronson	Frost	Lelsey	Robertson
Baumunk.	Gallagher	Livingston,	Rose.
Beech,	Getchey.	Loftus	Sax.
Boorse.	Goodling.	McCosker.	Serrill.
Bower.	Graybill.	McDonald,	Shoemaker.
Brice	Griffiths.	McKinney	Simons.
Brunner.	Guthrie.	Miller	Smith, C. C.
Clevenger.	Haller.	Mohr,	Sorg
Cook	Haudenschild	Moore C. E.	Stank.
Cooper.	Henry,	Murray.	Stimmer,
Cordier.	Hoffman.	Myers.	Stonier,
Costa,	Hoopes.	Naumann.	Tahl.
Dairymple.	Imbt.	Nelson	Thomassy.
Davison.	Jennings.	O'Donnell.	Thompson.
De Long.	Johnson.	O'Neill	Tompkins.
Dennison.	Johnston,	Patten,	Wagner.

Dix.	Jump,	Propert,	Waldron,
Efenberg.	Kean,	Ragot,	Walton,
Ewing.	Kelley,	Reagan,	Watson,
Fish.	Kline,	Reese D P.,	Wescott,
Fiss.	Krise,	Richter,	West,
Flack,	Kurtz,	Riley, !	Wood,
Fleming.	Laughner.	Robbins,	Worley,
Foot.	Lee,		Yeakel.

NAYS—67

Andrews.	Depuy	Moore, H A..	Smith, C M..
Bane,	Goff,	Najaka,	Snider,
Barrett.	Gorman,	Needham,	Sproul,
Bentzel.	Hocker,	Neff,	Stuart,
Bloom,	Jones,	O'Connor.	Swope,
Bonawitz.	Kent,	Petrosky,	Tittle,
Brown.	Kohl,	Pichney.	Toomey
Bucchin.	Layer.	Polaski.	Wachhaus.
Cassidy.	Livingstone.	Powers.	Watkins.
Chervenak.	Lovett,	Price,	Weiss,
Cochran.	Mazza,	Reese, R E.	Wolf,
Cole,	Mikula.	Reilly, W J..	Yester.
Crowley.	Mintess,	Rowen.	Yetzer.
Demech,	Mooney.	Sarraff.	Lichtenwalter.
			Speaker.

NOT VOTING—44

Bender,	Greer,	McCullough.	Schuster.
Boies.	Gyger,	McMillen.	Scott,
Breisch.	Hall,	Mihm,	Sollenberger
Cadwalader.	Helm.	Mills,	Stockham
Capano.	Hewitt,	Morrison.	Trout
Chudoff.	Horan,	O'Dare,	Turner,
Dague.	Ker.p.	Orban,	Upshur,
Dye,	Kirley	Pickens.	Vaughan.
Elder.	Kratz,	Readinger	Verona.
Erb.	Lyons,	Reilly, J M.	Wallin.
Evans.	Madden.	Root,	Waterhouse.
Feola.	Madigan.	Royer.	Weidner.
Gibson.	McCormack.	Scanlon.	Wheeler.
Greenwood.			Young,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 609, as follows:

An Act to further amend the act approved the ninth day of June one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" by further providing for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Be it enacted &c that section one of article one of the act approved the ninth day of June one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" as amended by the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2486) is hereby further amended by inserting therein a new clause to read as follows

Section 1 Be it enacted &c that for the purpose of this act the terms and definitions contained therein shall be as follows

Return Air After a volume of air has passed through and has ventilated all of the working places in an air split of a mine it shall then be designated as return air

Section 2 Section four of article four of said act is hereby amended to read as follows

Section 4 In case of accident to a ventilating fan or its machinery whereby the ventilation of the mine would be

seriously interrupted or where the fan has been stopped for a period of time not exceeding thirty minutes in a gaseous mine and sixty minutes in a non-gaseous mine the mine foreman shall order the men to withdraw immediately from the mine if the mine foreman shall deem it necessary he may withdraw the men from a gaseous mine in less than thirty minutes and from a non-gaseous mine in less than sixty minutes He shall not allow them to return to their work until the ventilation has been restored and the mine has been thoroughly examined by him or by an assistant mine foreman or fire boss and reported safe

Section 3 Section nine of article four of said act as last amended by section six of the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2486) is hereby further amended to read as follows

Section 9 The mine foreman shall direct that the coal is properly mined before it is blasted "Properly mined" shall mean that the coal shall be undercut centercut overcut or sheared by pick or machine and in any case the cutting shall be as deep as the holes are laid in mines generating explosive gas in quantities sufficient to be detected by an approved safety lamp when the coal seam is five feet six inches or more in thickness "properly mined" shall mean that in all entries less than ten feet wide wherein the coal is undercut or overcut it shall be sheared on one side as deep as the cutting before any holes are charged and fired or the coal shall be blasted in sections by placing the first hole near the center of the coal seam He shall direct that sprags be set as often as necessary but at a distance not exceeding seven feet apart under or upon the breast of undermined centermined or overmined coal The mine foreman shall direct at what hours blasting shall be done in the mine and a notice of the time shall be posted at a conspicuous place at the mine and a copy of the notice shall be kept on file at the mine office Provided however that in districts in which it has been the common practice to blast coal from the solid said practice or method may be continued notwithstanding anything to the contrary herein contained

In all [such] dry and dusty portions of a [dry and dusty] mine [where explosive gas is being generated in quantities sufficient to be detected by an approved safety lamp] the mine foreman shall direct and see that the rooms and entries are moistened by water or other efficient means as often as necessary to keep the dust in damp condition and he shall direct and see that the dust is loaded and taken out of the mine as often as necessary

In lieu of the above provisions rock dust may be substituted for or used in conjunction with water under the following conditions The rock dust to be used shall be pulverized so that one hundred per cent will pass through a sieve having twenty meshes per lineal inch and fifty per cent or more will pass through a sieve having two hundred meshes per lineal inch It shall not contain more than five per cent combustible matter nor more than twenty-five per cent of quarts or free silica particles and not be unduly absorbent of moisture Preference shall be given to the lighter colored rock dust

The rock dusting shall be done with such regularity and frequency that all surfaces required to be rock dusted shall be kept in such condition that the incombustible content of the adhering and lodging dust shall not be less than [fifty-five] sixty-five per cent

The rock dust shall be distributed on top bottom and sides of all haulageways travelingways airways developing entries and entries producing coal from rooms or pillars and their parallel entries

The superintendent shall see that a representative sample of dust is gathered at each sampling point from the roof sides and floor of all entries by a competent person once each two months and tested to determine if any part of the mine requires redusting and a record shall be kept in a book provided for that purpose through the Department of Mines in the same manner as is provided for the record books of the mine officials showing the location at which samples have been taken and the results of the analyses or tests The distance between sampling

points on haulageways travelingways and airways shall not exceed two thousand feet but in developing entries and in entries producing coal from rooms or pillars and their parallel entries the distance between sampling points shall not exceed five hundred feet If in the judgment of the mine inspector of the district any mine or portion of a mine is of such a dry and dusty nature as to cause a hazard from coal dust he shall direct that the said mine or portion of a mine be rock dusted or watered as provided in this article However if in the judgment of the inspector of the district the coal in the coal bed is of such a dry and dusty nature that the various processes of releasing the coal from the coal bed and its subsequent loading and transporting throws into suspension in the atmosphere of a working place or places such amount of coal dust as to indicate danger therefrom he shall direct that all coal in such working place or places be watered to the extent that coal dust will not be thrown into suspension in the atmosphere of the working place or places in such quantity as to indicate danger from coal dust while the coal is being loaded and transported Should the operator superintendent or mine foreman of any mine be dissatisfied with the decision of the mine inspector in regard to watering or rock dusting it shall be the duty of the dissatisfied person to appeal from such decision to the Secretary of Mines who shall at once direct two or more of the other inspectors to accompany promptly the inspector of the district to make further examination into the matter in dispute If the said inspectors shall agree with the decision of the inspector of the district their decision shall be final and conclusive unless the dissatisfied person shall within seven days of the receipt of the decision of the committee of inspectors appeal therefrom to the court of quarter sessions of the county in which said mine is situated and thereafter the proceedings had shall be as prescribed by sections one and two of article ten of this act as amended

The mine foreman shall direct and see that as the miners advance in their excavation all dangerous and doubtful pieces of coal slate and rock overhead are taken down or at once carefully secured against falling on the workmen Any workman who neglects to carry out or disobeys the instructions of the mine foreman or his assistant in regard to securing his working place shall be suspended or discharged by the mine foreman and if such negligence or disobedience results in serious injury or loss of life to any person the mine foreman shall give the name of said workman to the inspector for prosecution in accordance with section two article twenty-six of this act

Section 4 Section one of article eight of said act as amended by section fifteen of the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2486) is hereby further amended to read as follows

Section 1 The operator or the superintendent shall provide and hereafter maintain in good condition from the top to the bottom of every shaft or slope where persons or material are lowered or hoisted a telephone or metal tube of proper diameter suitably adapted to the free passage of sound through which conversation may be held and understood between persons at the top and the bottom of said shaft or slope and he shall also provide means of signaling from the top to the bottom and from the bottom to the top of such shaft or slope The same provisions shall apply to inside planes whereon coal is lowered and persons have to travel [when required by the inspector] In all mines telephone connections shall be made from the surface to the main sections of the mine when required by the inspector All signaling apparatus and telephone connections shall be kept in good condition and shall be always available for service

The operator or the superintendent shall provide every cage used for lowering or hoisting persons with handrails at sides or overhead or additional suitable devices and with [chain] bar or gate at ends and with a sufficient covering overhead to protect persons thereon and shall also provide for each said cage efficient safety catches which shall be tested once every two month and a record of each test shall be sent to the inspector and to the super-

intendent and also recorded with ink in a book kept at the mine office for that purpose The ropes shall be securely attached to the sides of the drum of every machine that is used for lowering and hoisting persons or material into and out of the mine and the flanges shall have a clearance of not less than four inches when the whole of the rope is wound on the drum and adequate brakes shall be attached to the drum so that the speed thereof can be controlled when men are being lowered or hoisted An efficient indicator that shall show the position of the cages in the shaft shall be attached to the hoisting apparatus and an efficient safety device that will prevent overwinding shall be attached to every engine used for lowering and hoisting persons

All shafts shall be provided with safety gates controlled by the cage at the top and intermediate landings said gates to be approved by the inspector and suitable track safety blocks shall be provided to secure mine cars while men or material are entering or leaving the cage

Section 5 Paragraph five of section six of article nine of said act as amended by section seventeen of the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2486) is hereby further amended to read as follows

Section 6 Every ventilating fan at non-gaseous mines shall be kept in operation continuously day and night unless operations are definitely suspended except when written permission is given by the inspector to stop it The said permission or a copy thereof shall be posted by the mine foreman in a conspicuous place at the entrance or entrances to the mine and shall state the particular hours the fan may be stopped The inspector shall have the power to withdraw or modify such permission at any time and in any manner he may deem best In all cases in which permission has been given by the inspector to stop the ventilating fan the fan shall be started two hours before the time to begin work It shall be the duty of the mine foreman to see to it that all persons are out of the mine before the fan is stopped and that no person be permitted to enter the mine until the fan has been in operation for a period of two hours

No main or principal ventilating fan shall be placed inside of any mine No auxiliary fan unless driven by electricity or compressed air shall be placed in any mine If the fan be electrically driven the motor shall be placed in the intake airway

[Every ventilating furnace in a mine shall be properly attended to and operated by a competent person employed by the mine foreman for that purpose for two hours before the appointed time to begin work and constantly thereafter during working hours]

Section 6 Section nine of article ten of said act as amended by section twenty-one of the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2486) is hereby further amended to read as follows

Section 9 All approved lamps used for examining mines or for working therein shall be the property of the operator and shall be in care of the mine foreman assistant mine foreman fire boss or some other competent person or persons appointed by the mine foreman whose duty it shall be to clean fill trim examine light and deliver them locked and in a safe condition to the men when entering the mine and to receive the lamps from the men when returning from work [for which service a charge not exceeding the actual cost of labor and material may be made by the operator] At any mine wherein explosive gas was generated within one year before the passage of this act in sufficient quantities to be detected by an approved safety lamp a sufficient number of approved safety lamps not less than one-fourth of the number of approved safety lamps in use shall be kept in a convenient place in good condition for use in case of emergency It shall be the duty of every person who knows that his approved lamp is injured or defective to return it immediately and report such fact to the person authorized to receive and care for said lamp who shall report the matter to the mine foreman assistant mine foreman or fire boss as soon as practicable

Section 7 Subsection forty-one of section three and subsections seventy-one seventy-two and seventy-three of section five of article eleven of said act are hereby amended to read as follows

41 All branch trolley lines shall be fitted with an automatic trolley switch or section insulator and line switch or some other device that will allow the current to be shut off from such branch headings Switches or circuits breakers shall be provided on haulage roads to de-energize all trolley and feeder lines at intervals not to exceed two thousand feet

71 No man shall be placed in charge of [a] an electrically operated coalcutting loading or drilling machine in any gaseous portion of a mine who is not a competent person capable of determining the safety of the roof and sides of the working place and detecting the presence of explosive gas

72 In any gaseous portion of a mine no electrically operated [a] coalcutting loading or drilling machine shall be brought within the last break-through next the working face until the machine [man] operator shall have made an inspection for gas in the place where the machine is to work unless such examination is then made by some other competent person authorized or appointed for that purpose by the mine foreman If any explosive gas is found in the place the machine shall not be taken in

73 No electrically operated coalcutting loading or drilling machine shall be continued in operation in a gaseous portion of a mine for a longer period than half an hour without an examination as above described being made for gas and if gas is found the current shall at once be disconnected from the power supply

Section 8 Section eleven of article nineteen of the said act is hereby amended to read as follows

Section 11 Each inspector shall devote the whole of his time to the duties of his office It shall be his duty to thoroughly examine each mine in his district as often as possible (but at least once every four months) giving special attention to all mines generating explosive gas and to other mines where unusual dangers may be suspected to exist and to see that all provisions of this act are observed and strictly carried out especially those that demand that the air current be carried to the working faces He shall keep in his office a record of all examinations of mines showing the condition in which he finds them especially with reference to ventilation and drainage the number of persons employed inside of each mine the extent to which the law is obeyed and the progress made in the improvement of mines He shall keep a record of all serious accidents showing the nature and causes thereof and the number of deaths resulting therefrom

Section 9 Section one of article twenty-eight of said act as amended by section forty-six of the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2486) is hereby further amended to read as follows

Section 1 Should a mine or portion of a mine that has at any time generated explosive gas in quantities sufficient to be detected by an approved safety lamp after the passage of this act not to generate explosive gas during any one period of [two] four years then such mine or portion of a mine shall not be governed or controlled by the provisions of this act for mines or portions of mines generating explosive gas Should a mine that has been classified as a gaseous mine not so generate explosive gas during any one period of four years then such mine shall not be governed or controlled by the provisions of this act for mines generating explosive gas After two years such a mine for rating purposes only shall be reclassified by the Department of Mines as non-gaseous with the condition however that the mine shall continue to operate for two more years without removing any of the safety restrictions and equipment required in a gaseous mine and at the end of the four years such mine shall not be governed or controlled by the provisions of this act for mines generating explosive gases and the Department of Mines shall declare the mine as non-gaseous

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boies,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, E. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Heim,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervanek,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erbb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter
Foor,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 696, as follows:

An Act to further amend section eight hundred twenty-eight of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulat-

ing the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" temporarily extending the suspension of the provisions thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eight hundred twenty-eight of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolleys omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as last amended by the act approved the twenty-sixth day of March one thousand nine hundred forty-two (P. L. 14) is hereby further amended to read as follows

Section 828 School Buses Safety Requirements (a) "School Bus" for the purpose of this section in any vehicle registered as a commercial vehicle motor bus or motor omnibus or any vehicle having a lineal seating space including the space for the operator of more than one hundred (100) inches and owned by or used under contract with any school or school district for the transportation of school children Provided That said school bus shall not include motor buses operated by common carriers holding a certificate of the Public Utility Commission who also operate such motor buses over routes approved by such commission And provided further That such buses comply with the safety regulations of that commission and the State Council of Education of Pennsylvania

(b) No person shall own or operate a school bus carrying school children on the highways of this Commonwealth in a school bus that in addition to the other requirements of this act does not conform with the following

(1) The body of the vehicle shall be of all metal construction and of the closed type and shall provide only one compartment for the operator and school children

(2) The exhaust system shall be so constructed that exhaust gases will be kept out of the body of the school bus and adequate ventilation shall be provided in all school buses

(3) There shall be an entrance door located to the right of the operator and at all times controlled only by such operator The door shall be at least twenty-four (24) inches wide and shall be an approved safety type with suitable hand rails

(4) There shall be an emergency exit door in the rear or on the left side near the rear of the vehicle equipped with an emergency lock operated from the inside of the vehicle which may be quickly released and which shall be protected against accidental release The emergency exit door shall open outwards and shall be at least twenty (20) inches wide and shall be labeled in black letters at least three (3) inches high on both the outside and inside "Emergency Door"

(5) All windows shall be so constructed and installed that they shall readily slide up and down only except that the windows in the rear of the bus shall be stationary All side windows in the bus shall be provided with removable heavy wire mesh or other removable guard of a sufficient height to prevent the extension of hands

(6) There shall be at least thirteen (13) inches of seating space provided for each school child carried And there shall be a measurement of at least twelve (12) inches from the front of every seat to the back of the seat next to the rear All seats shall have spring cushions and all back rests shall be well padded and shall be securely fastened to the bus There shall be no longitudinal seats opposite to and facing each other within a distance of eighteen (18) inches and in all new buses purchased after the effective date of this act there shall be no longitudinal seats

(7) Every school bus shall be of a uniform color which shall be orange and every such bus shall be labeled both in the front and in the rear with black letters not less than six (6) inches in height with the words "School Bus" showing to the outside

(8) Every school bus shall be equipped with at least one (1) fire extinguisher of approved type in good condition and ready for use as prescribed by the secretary and shall be so placed that it can be readily reached from the operator's seat

Provided That nothing contained in this section shall make unlawful the use before August first one thousand nine hundred forty-two of any vehicle as a school bus for the transportation of school children if such vehicle was used in this Commonwealth under contract with any school or school district for the transportation of school children before the effective date of this section

The secretary shall have the authority to make regulations not inconsistent with this act for the efficient administration of this section and [during the national emergency] until June first one thousand nine hundred forty-nine to suspend the operation of the provisions of this section if in his judgment priority claims for material make it impossible to comply with such provisions

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of not less than ten (\$10) dollars and not more than twenty-five (\$25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not less than five (5) days and not more than ten (10) days

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher	McCosker.	Sax.
Andrews.	Getchey	McCullough	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.

Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.
Bloom,	Greer,	Mills,	Smith, C. M.
Boles,	Griffiths,	Mintees	Snider,
Bonawitz,	Guthrie,	Mohr,	Solienberger
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	More, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Heim,	Murray,	Stockham
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Neison,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins
Cochran,	Johnson,	O'Donnell	Toomey
Cole,	Johnston	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kilne,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse.
Demech,	Kratz,	Ragot,	Watkins
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner	Reese D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	West,
Efenberg,	Lee,	Relly, J. M.,	Wescott,
Elder,	Leisey,	Relly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Yung,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarraf,	Speaker
Frost			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 725, as follows:

An Act to reenact amend and revise section forty-one clause (a) paragraph one of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisalment of real estate devised at a

valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by further modifying the terms qualifications and other conditions under which the investment of trust funds may be made by fiduciaries and by further providing for additional investments for trust funds by fiduciaries

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsections (1) and (2) of paragraph one of clause (a) of section forty-one of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisalment of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers procedure of the orphans court in all matters relating to fiduciaries concerned with the estates of decedents" as last amended by the act approved the second day of July one thousand nine hundred and thirty-five (P. L. 545) are hereby reenacted to read as follows

Subsection (1) United States Obligations Bonds or obligations either bearing interest or sold on a discount basis of the United States or the United States Treasury or those for the payment of the principal and interest on which the faith and credit of the United States is pledged including such bonds or obligations of the District of Columbia

Subsection (2) Pennsylvania Obligations Bonds or other interest bearing obligations of the Commonwealth of Pennsylvania or those for the payment of the principal and interest on which the faith and credit of the Commonwealth is pledged

Section 2 Subsection 3 of said paragraph clause and section of said act as last amended by the act approved the second day of June one thousand nine hundred and

thirty-five (P. L. 545) is hereby reenacted and amended to read as follows

Subsection (3) State and Local Government Obligations Bonds or other interest bearing obligations of any State or Commonwealth of the United States or of any county city borough township school district [or poor district] institutional district or other political subdivision of [the] any such State or Commonwealth [of Pennsylvania or those] Provided that the faith and credit of such State Commonwealth or political subdivision thereof is pledged for the payment of the principal and interest [on which the faith and credit of such political subdivision is pledged] on said obligations and Provided further that at the date of the investment in such [bonds or other interest bearing] obligations such State Commonwealth or political subdivision is not in default in the payment of any part of the principal or interest owing by it upon any part of its funded indebtedness

Section 3 Subsection (4) of said paragraph clause and section of said act as last amended by the act approved the twenty-eighth day of May one thousand nine hundred and thirty-seven (P. L. 1037) is hereby renumbered and reenacted to read as follows

Subsection (4) Mortgages Mortgages of one or more individuals or corporations securing bonds or other obligations subject to the following provisions

(a) At the date of the recording of any such mortgage in the office of the recorder of deeds of the proper county or at the date of any extension or renewal thereof such mortgage shall meet the following requirements

(1) Such mortgage shall contain an unconditional promise to pay interest on the bonds or other obligations secured thereby and shall be or become a first lien upon improved real estate including improved farm lands situated within this Commonwealth prior to all other liens except taxes previously levied or assessed but not then payable and except taxes then due and payable or delinquent for the payment of which taxes provision has been made in the mortgage settlement

(2) The unpaid principal amount of the bonds or other obligations secured by such mortgage shall not exceed two-thirds of the fair value of such real estate

(3) Such mortgage shall be payable not more than five years after the date thereof or the date of any renewal or extension thereof or the date of the investment therein by the fiduciary or it shall be amortized in installments totalling in each year not less than three per centum of the face amount of the bonds or other obligations secured thereby over a period not exceeding twenty years from the date thereof or the date of any renewal or extension thereof

(b) At the date of the investment therein by any fiduciary any such mortgage shall also meet the following requirements

(1) All interest previously due thereon if any shall have been paid in full to the next preceding interest payment date as therein provided

(2) No taxes levied or assessed upon the property covered thereby upon which any penalty has accrued shall then remain unpaid unless provision for the payment thereof is made at the mortgage settlement

(3) The unpaid principal amount of the bonds or other obligations secured by such mortgage shall not exceed two-thirds of the fair value of the mortgaged property

Section 4 Subsection (5) of said paragraph clause and section of said act as last amended by the act approved the second day of July one thousand nine hundred and thirty-five (P. L. 545) is hereby renumbered and reenacted to read as follows

Subsection (5) Ground Rents Ground rents secured upon unencumbered improved real estate situated within this Commonwealth Provided That the annual rent reserved in any such ground rent capitalized at the rate of five per centum shall not exceed two-thirds of the fair value of the real estate out of which it issues

Section 5 subsection (6) of said paragraph clause and

section of said act as last amended by the act approved the second day of July one thousand nine hundred and thirty-five (P. L. 545) is hereby repealed absolutely

Section 6 Subsection (7) of said paragraph clause and section of said act as last amended by the act approved the twenty-fourth day of June one thousand nine hundred and thirty-nine (P. L. 718) is hereby renumbered and reenacted to read as follows

Subsection [(7)] (6) Fractional Interests Fractional undivided interests in any investment in which a fiduciary is authorized by this section to invest trust funds or in a common trust fund of such investments including a mortgage investment fund containing such investments and other assets established and being maintained by any trust company or by any bank and trust company or national banking association in its trust department in accordance with the laws of this Commonwealth such fractional interests being apportioned among estates of which the person or corporation creating such fractional undivided interests is the fiduciary An individual fiduciary may join in the investment of the funds of the estate of which he is a fiduciary in such investments when such individual fiduciary is acting as a co-fiduciary with the person trust company bank and trust company or national banking association creating such fractional undivided interests or with the trust company bank and trust company or national banking association establishing and maintaining any such common trust fund or mortgage investment fund

In the case of an investment in a fractional interest in a bond or other obligation secured by a mortgage if the date of such investment is subsequent to the original date of such mortgage or to the date of any renewal or extension of such mortgage such investment being made by purchase assignment or otherwise no new appraisal shall be necessary to fix the fair value at the date of such investment of the real estate subject to such mortgage Provided That such an appraisal as is provided herein has been made within three years from the date of such investment and a reputable person familiar with real estate values in the vicinity of such property and also familiar with such previous appraisal shall certify in writing that at the date of such investment the face amount of the bond or other obligation secured by such mortgage does not exceed two-thirds of the fair value of such property Any such certificate shall be filed and preserved among the records of the fiduciary In the case of an investment in a mortgage investment fund established and being maintained by any trust company or by any bank and trust company or national banking association in its trust department no new appraisal of the assets contained in such fund shall be required at the date of such investment provided such assets are appraised at least once every three years

Section 7 Subsections (8) (9) and (10) of said paragraph clause and section of said act as last amended by the act approved the twenty-eighth day of May one thousand nine hundred and thirty-seven (P. L. 1037) are hereby repealed absolutely

Section 8 The said paragraph clause and section of said act is hereby amended by adding after subsection (6) as hereinabove renumbered and reenacted the following new subsection known as subsection (7)

Subsection 7 Corporate Bonds Such fixed interest bearing obligations including bonds note debentures or car trust certificates of any corporation including gas water electric railroad and telephone corporations and other public utility corporations as well as industrial corporations and of any other corporation organized under the laws of the United States or of any State or Commonwealth thereof or of the District Columbia which such fiduciary may purchase in the exercise of that degree of judgment and care under the circumstances then prevailing which men of prudence discretion and intelligence exercise in the management of their own affairs not in regard to speculation but in regard to the permanent dis-

position of their funds considering the probable income to be derived therefrom as well as the probably safety of their capital. Provided however that the corporation issuing such obligations shall have earned a net profit after all expenses and taxes in eight of the preceding ten years and Provided further that said corporations issuing said obligations shall not have suffered or committed a default in the payment of the principal or interest on any of its outstanding funded indebtedness during such preceding ten years.

In determining the qualifications of any investment under this subsection where a corporation shall have acquired its property or any substantial part thereof within the ten years immediately preceding the date of such investment by consolidation or by merger or by the purchase of all or a substantial portion of the property of any other corporation or corporations the net earnings and fixed charges of the predecessor or constituent corporations shall be consolidated and adjusted so as to ascertain whether the requirements of this subsection have been complied with.

Section 9 Subsections (11) (12) and (13) of said paragraph clause and section of said act as last amended by the act approved the twenty-eighth day of May one thousand nine hundred and thirty-seven (P. L. 1037) are hereby renumbered and reenacted to read as follows:

Subsection [(11)] (8) Mortgages Insured by Federal Housing Administrator Mortgage bonds or other obligations of one or more individuals or corporations insured by the Federal Housing Administrator prior to the first day of July one thousand nine hundred and thirty-nine pursuant to the provisions of the National Housing Act approved the twenty-seventh day of June one thousand nine hundred and thirty-four its amendments and supplements or thereafter insured by such administrator with like force and effect pursuant to any amendment revision or extension of the provisions of the said act. At the date of the investment in any such mortgage the said insurance thereon shall be in good standing in full force and effect.

Subsection [(12)] (9) Debentures Issued by the Federal Housing Administrator and Guaranteed by the United States Debentures issued by the Federal Housing Administrator and fully guaranteed as to principal and interest by the United States pursuant to the provisions of the National Housing Act approved the twenty-seventh day of June one thousand nine hundred and thirty-four its amendments and supplements and either purchased by the fiduciary as an investment or accepted by the fiduciary in payment of any mortgage insured by the Federal Housing Administrator in which the fiduciary may theretofore have invested monies in its hands to be invested.

Subsection [(13)] (10) Federal Land Bank Bonds of any Federal land bank or consolidated bonds of all of the Federal land banks being the joint and several obligations of the said Federal land banks issued pursuant to the provisions of the act of Congress of the United States approved the seventeenth day of July one thousand nine hundred and sixteen its supplements and amendments.

Section 10 Subsection (14) of said paragraph clause and section of said act as last amended by the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 716) is hereby renumbered and reenacted to read as follows:

Subsection [(14)] (11) Interest-bearing Deposits Interest-bearing deposits including certificates of deposit saving accounts and other forms of deposits upon which interest is paid in any bank and trust company savings bank or national banking association located within this Commonwealth. The maturity date or the permissible date of withdrawal of any such deposit shall not exceed one year from the date of the deposit or any renewal thereof. A fiduciary shall not invest more than one thousand dollars of the funds of any trust estate in such deposits nor shall such investments be made in deposits in the institution which is fiduciary of such estate.

Section 11 Subsections (15) (16) and (17) of said

paragraph clause and section of said act as last amended by the act approved the twenty-eighth day of May one thousand nine hundred and thirty-seven (P. L. 1037) are hereby renumbered and reenacted to read as follows:

Subsection [(15)] (12) Consolidated Federal Intermediate Credit Bank Debentures Consolidated debentures of all of the Federal Intermediate Credit Banks being the joint and several obligations of said Federal Intermediate Credit Banks issued pursuant to the provisions of the act of Congress of the United States approved the fourth day of March one thousand nine hundred and twenty-three its amendments and supplements.

Subsection [(16)] (13) Federal Home Loan Bank Obligations Debentures bonds or other obligations of any of the Federal Home Loan Banks or consolidated debentures of all of the Federal Home Loan Banks being the joint and several obligations of said Federal Home Loan Banks issued pursuant to the provisions of the act of Congress of the United States approved the twenty-second day of July one thousand nine hundred and thirty-two its supplements and amendments.

Subsection [(17)] (14) Shares Insured by Federal Savings and Loan Insurance Corporation Shares of any building and loan association incorporated under the laws of this Commonwealth or of any Federal Savings and Loan Association incorporated under the laws of the United States the withdrawal or repurchase value of which are insured by the Federal Savings and Loan Insurance Corporation pursuant to the provisions of the act of Congress of the United States approved the twenty-seventh day of June one thousand nine hundred and thirty-four its supplements and amendments.

Section 12 Subsection (18) of said paragraph clause and section of said act as last amended by the act approved the twenty-eighth day of May one thousand nine hundred and thirty-seven (P. L. 1037) is hereby renumbered and further amended to read as follows:

Subsection [(18)] (15) Obligations of [the General State Authority and] State Housing Authorities Bonds [of General State Authority issued pursuant to the provisions of the act approved the twenty-eighth day of June one thousand nine hundred and thirty-five (P. L. four hundred fifty-two) its amendments and supplements and bonds] of any housing authority issued pursuant to the provisions of the laws of this Commonwealth relating to the creation or operation of [such] housing authorities.

Section 13 The said paragraph clause and section of said act is hereby amended by adding after subsection (15) as hereinbefore renumbered and amended the following new subsection known as subsection (16):

Subsection (16) Preferred Stock Such preferred stock of any corporation including gas water electric railroad and telephone corporations and other public utility corporations as well as industrial corporations and of any other corporation organized under the laws of the United States or of any State or Commonwealth hereof or of the District of Columbia which such fiduciary may purchase in the exercise of that degree of judgment and care under the circumstances then prevailing which men of prudence discretion and intelligence exercise in the management of their own affairs not in regard to speculation but in regard to the permanent disposition of their funds considering the probable income to be derived therefrom as well as the probable safety of their capital. Provided however that such preferred stock whether a new or an old issue shall comply with the following requirements: (a) It shall be listed (or if unlisted it shall be eligible for listing and application for listing shall have been made) on the New York Stock Exchange or other principal exchange approved by the Secretary of Banking (b) the corporation issuing such preferred stock shall have earned a net profit after all interest expenses and taxes but before preferred dividends in eight of the preceding ten years and shall not have suffered or committed a default in the payment of preferred dividends during such preceding ten years (c) any new preferred

stock issued by a corporation subject to the supervision of a regulatory body either State Federal or both shall have received the approval of such body or bodies

In determining the qualifications of any investment under this subsection where a corporation shall have acquired its property or any substantial part thereof within the ten years immediately preceding the date of such investment by consolidation or by merger or by the purchase of all or a substantial portion of the property of any other corporation or corporations the net earnings and fixed charges of the predecessor or constituent corporations shall be consolidated and adjusted so as to ascertain whether the requirements of this subsection have been compiled with

Section 14 Subsection (19) of said paragraph clause and section of said act as last amended by the act approved the twenty-eighth day of May one thousand nine hundred and thirty-seven (P. L. 1037) is hereby renumbered and amended to read as follows

Subsection [(19)] (17) General Provisions

(a) Nothing contained in this section shall be construed to relieve any fiduciary from the duty of exercising due care and prudence in the performance of the duties of his office

(b) Nothing contained in this section shall be construed to authorize any fiduciary to make any investment contrary to the directions in regard to investments contained in the will deed or other instrument creating the trust in his care nor to limit or restrict the authority conferred upon any such fiduciary with respect to investments by any such instrument but the terms "legal investment" or "authorized investment" or words of similar import as used in such instrument shall be taken to mean any investment permitted under the terms of this section

(c) No fiduciary shall be liable for any loss incurred with respect to any investment not legal for the investment of trust funds as provided in this section when such nonlegal investment was received by such fiduciary pursuant to the terms of the will deed decree of court or other instrument or if such nonlegal investment was legal when received or when the investment was made by the fiduciary provided such fiduciary exercises due care and prudence in the disposition or retention of any such nonlegal investment

(d) Within the meaning of this section the term "fair value" of real estate shall be the value placed thereon in a written appraisal by two reputable persons familiar with real estate value in the vicinity of such real estate who shall actually have inspected the property before making the appraisal and shall so certify therein. Any such appraisal shall be filed and preserved among the records of the fiduciary

(e) The provisions of this section shall govern the investments of fiduciaries acting under wills agreements court orders and other instruments now existing as well as those which are made or come into legal effect hereafter

Section 15 All other acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 16 The provisions of this act shall become effective immediately upon its final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WEISS. Mr. Speaker, this is one of the most important bills in this particular session. It has to do with the changing of the law that has been in existence for the past thirty years, since 1917. The Joint State Government Commission did a wonderful job in studying, or making changes in the Interstate Act, in the Wills Act and in other acts pertaining to the very same matter.

This is one matter that definitely should have been studied by the Joint State Government Commission because it affects the investment of money that ordinarily belongs to orphans and widows. This would open the dykes and permit investment in practically all kinds of bonds and stocks which is not now permitted under the Act. Up to the present time not one Orphans' court judge and not one widow or orphan has come asking for this particular bill; not even one small banker, but only the representatives of the big banks are asking for this at the present time.

This bill may have a lot of merit, Members of the House, but in the closing days of this session we should be very cautious about passing this type of legislation. If this had been considered by the Joint State Government Commission along with the Fiduciary Act which they expect to consider during the next two years, and give it a lot of thought, and then they would come to this House and say, "Yes, this bill should be reported out," then I would say we ought to vote on it, but until we study it more carefully and until we have had the advice and guidance of the Joint State Government Commission and other agencies I think we ought not to vote for this bill at the present time. There is no extreme need for it at the present time. We should not take any chance of depriving our orphans and widows of the proper protection that the law gives them at the present time.

Therefore, I would ask the Members to vote this particular bill down at the present session, and if it goes to the Joint State Government Commission for proper study and comes up at the next session of the Legislature, it will be all right to vote on it then.

Mr. SORG. Mr. Speaker, the gentleman indicates that the bill may have some merit, and I feel that perhaps a few words on its behalf might not be amiss in view of that statement.

It is true that a trustee under the broadened investment powers that might be granted or vested in him, if he were to be imprudent or unwise could do as he could in many other ways, but I should like to indicate just one instance that occurred to me where the estate of a decedent was bequeathed and devised to a trust through a trustee on behalf of charities exclusively. Under the present law there is difficulty in investing the funds with any degree of income whatever. If, however, they should be so restricted as not to be permitted to receive a substantial income, in much sooner time the principal of these estates will be depleted and the charities will be without funds to derive any income therefrom. I respectfully suggest that in view of the present economic circumstances and difficulty of investing funds that the powers of the trustee be broadened and that the Members vote for this particular measure.

Mr. WEISS. Mr. Speaker, I am glad that the Majority Leader got up to speak on the question. The only thing involved here now as far as the passage of this bill is concerned, is the yield. The Members have to decide which is the more important, possibly a little more yield or a greater degree of protection. The act as it is now is definitely protection for the widows and orphans. It is true that this might make a little more profit for the stock owners but there might possibly be losses in the long run.

If the gentleman will turn to page 11 and also to page 17 he will see how broadened it is from the present law as far as investments are concerned. You can invest in practically anything under this act, and I say to give the trustees or the bank or anybody that power to invest might prove very disastrous as far as investments are concerned.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—115.

Aaronson.	Hall.	Mikula.	Simons.
Baumunk.	Haudenschild.	Miller.	Smith. C. C.
Bonawitz.	Helm.	Mintess.	Smith. C. M.
Boorse.	Henry.	Mohr.	Sollenberger.
Bower.	Hewitt.	Moore C. E.	Sorg.
Brown.	Hocker.	Moore H. A.	Sproul.
Brunner.	Hoopes.	Neff.	Stimmel.
Cadwalader.	Imbt.	Nelson.	Stockham.
Cassidy.	Jennings.	O'Dare.	Stonier.
Cordier.	Johnson.	O'Donnell.	Tahl.
Costa.	Jones.	Orban.	Tittle.
Dalrymple.	Jump.	Patten.	Tompkins.
Dye.	Kean.	Pickens.	Toomey.
Elder.	Kelley.	Price.	Turner.
Ewing.	Kent.	Propert.	Upshur.
Feola.	Kline.	Ragot.	Wachhaus.
Fish.	Kratz.	Reagan.	Waldron.
Fiss.	Krise.	Reese D. P.	Walton.
Flack.	Kurtz.	Reilly. J. M.	Waterhouse.
Frost.	Laughner.	Reilly. W. J.	Watson.
Gallagher.	Layer.	Riley.	Weldner.
Getchey.	Lee.	Robbins.	Wescott.
Gibson.	Lelsey.	Robertson.	West.
Gorman.	Loftus.	Root.	Wood.
Graybill.	McCormack.	Rose.	Worley.
Greenwood.	McCosker.	Rowen.	Yeakel.
Greer.	McDonald.	Sax.	Young.
Griffiths.	McKinney.	Serrill.	Lichtenwalter
Gyger.	McMillen.	Shoemaker.	Speaker

NAYS—73.

Andrews.	Demech.	Madden.	Richter.
Bane.	Depuy.	Madigan.	Sarra.
Barrett.	Dix.	Mazza.	Scanlon.
Beech.	Efenberg.	McCullough.	Schuster.
Bentzel.	Evans.	Mills.	Scott.
Bloom.	Fleming.	Mooney.	Snider.
Boles.	Foor.	Murray.	Stank.
Brice.	Goff.	Myers.	Stuart.
Bucchin.	Goodling.	Najaka.	Swope.
Capano.	Guthrie.	Naumann.	Thomassy.
Chervenak.	Haller.	Needham.	Thompson.
Cochran.	Hoffman.	O'Connor.	Vaughan.
Cole.	Kirley.	O'Neill.	Verona.
Cook.	Kohl.	Petrosky.	Wagner.
Cooper.	Livingston.	Pichney.	Watkins.
Crowley.	Livingstone.	Polaski.	Weiss.
Davisor.	Lovett.	Powers.	Wheeler.
De Long.	Lyons.	Reese R. E.	Yester.
			Yetzer.

NOT VOTING—17.

Bender.	Dague.	Johnston.	Readinger.
Brelsch.	Dennison.	Kemp.	Royer.
Chudoff.	Erb.	Mihm.	Trout.
Clevenger.	Horan.	Morrison.	Wallin.
			Wolf.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

HOUSE RESOLUTION No. 69

Mr. KELLEY. Mr. Speaker, I call up at this time House Resolution No. 69 on page 55 of today's calendar.

The resolution was read, considered and adopted as follows:

In the House of Representatives, June 11, 1947.

Whereas The General Assembly in 1919 passed an act under which the Commonwealth of Pennsylvania dedicated to public use as an historical memorial certain lands and buildings in the borough of Ambridge fifteen miles west of Pittsburgh theretofore the property of the Harmony Society and

Whereas These lands and buildings were dedicated as a memorial to the Harmony Society and the preservation restoration custody and maintenance of Old Economy Park and the memorial was delegated to the Pennsylvania Historical Commission which commission later placed the care and restoration of the same in the hands of The Harmony Society Historical Association and

Whereas The Harmony Society Historical Association has continued to carry out its trust and has had many lean years and many rich years particularly in 1937 when it together with the Pennsylvania Historical Commission received on behalf of the Commonwealth an invaluable collection of books documents furniture paintings and relics from Dr. John S. Duss and his wife which collection is known as the "Duss Memorial Exhibit" and which articles were formerly in the buildings of the Harmony Society and

Whereas Not only has Dr. Duss and his wife contributed many invaluable gifts to the memorial but he has also given during the twenty-eight years since its establishment much of his time and energy in furtherance of the memorial and because of his having been a member of The Harmony Society since 1862 and as a result of his wide and intimate knowledge of its affairs and history he has been able to give incalculable assistance to Mr. Charles M. Stotz the conscientious architect in charge of the restoration of the buildings and to others in setting up the exhibits of relics and its other contents and

Whereas The Harmony Society Historical Association has also had the continued and enthusiastic support through the years of an organization known as the Economy Old Timers of whom Christiana Knoedler its corresponding secretary has carried much of the work and responsibility therefore be it

Resolved That we as members of the House of Representatives do congratulate The Harmony Society Historical Association for its faithful and successful execution of its trust Dr. John S. Duss and his wife for their generous kindness and Dr. Duss's untiring efforts and the Economy Old Timers and its recording secretary Christiana Knoedler for their and her help in carrying out a great historical trust and be it further

Resolved That the Chief Clerk of the House send a copy of this resolution to the associations and persons herein congratulated as a token of our appreciation for their unselfish efforts in keeping one of Pennsylvania's shrines intact for the inspiration of our contemporaries and our descendants

RESOLUTION No. 67

Mr. DAVID P. REESE. Mr. Speaker, I call up at this time House Resolution No. 67, on page 55 of today's calendar.

The resolution was read, considered and adopted as follows:

In House of Representatives, June 10, 1947.

Whereas the amount of tax collected under the Federal Unemployment Insurance Act is considerably in excess of the total amount appropriated for grants-in-aid to the

several states and required by such states for the administration of their respective unemployment compensation laws and

Whereas the total amount of such tax should properly be returned to the states for administration of their respective unemployment compensation laws and the payment of benefits to unemployed workers therefore be it

Resolved (if the Senate concurs) that the General Assembly of the Commonwealth of Pennsylvania hereby respectfully memorializes the Congress of the United States to enact the necessary Federal legislation whereby all moneys collected from Pennsylvania employers under the Federal Unemployment Tax Act are returned to the Commonwealth for the administration of the Pennsylvania Unemployment Compensation Law Provided That any such moneys in excess of the amount required for administration are transferred to the Unemployment Compensation Account for the payment of benefits to unemployed Pennsylvania workers

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 94, as follows:

An Act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That from and after the effective date of this act the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County shall receive the compensation hereinafter provided

Section 2 The annual salary of the Chief Justice of the Supreme Court shall be twenty-three thousand five hundred dollars (\$23,500) and the annual salary of each of the associate judges of said Court shall be twenty-three thousand dollars (\$23,000)

Section 3 The annual salary of the President Judge of the Superior Court shall be twenty-one thousand five hundred dollars (\$21,500) and the annual salary of each of the associate judges of said Court shall be twenty-one thousand dollars (\$21,000)

Section 4 The annual salary of each of the judges of the courts of common pleas of the first and fifth judicial districts shall be sixteen thousand five hundred dollars (\$16,500)

With the exception of the judges of the courts of common pleas of Dauphin County the annual salary of each of the judges of the courts of common pleas learned in the law in judicial districts having a population of more than two hundred and fifty thousand and less than one million inhabitants shall be fourteen thousand dollars (\$14,000) in judicial districts having a population of one hundred thousand and more but less than two hundred fifty thousand inhabitants shall be fourteen thousand dollars (\$14,000) in judicial districts having a population of sixty-five thousand or more and less than one hundred thousand inhabitants shall be twelve thousand dollars (\$12,000) in judicial districts having a population of less than sixty-five thousand inhabitants eleven thousand dollars (\$11,000) the amount of the salaries to be paid under this paragraph in the several judicial districts shall

be determined and fixed according to the population of such districts as ascertained by reference from time to time to the last preceding decennial United States census

Section 5 The judges of the courts of common pleas of Dauphin County and the judges of the orphans' court of Dauphin County shall each receive eighteen thousand dollars (\$18,000) annually

Section 6 In any county where a separate orphans' court is established the annual salary of each judge of the said orphans' court shall be the same as is paid to the judges of the court or courts of common pleas in such county

Section 7 The annual salary of the President Judge of the Municipal Court of Philadelphia shall be twelve thousand five hundred dollars (\$12,500) and the annual salary of each of the other judges of said court shall be twelve thousand dollars (\$12,000)

Section 8 The annual salary of the President Judge of the County Court of Allegheny County shall be twelve thousand five hundred (\$12,500) and the annual salary of each of the other judges of said court shall be twelve thousand dollars (\$12,000)

Section 9 When any judge learned in the law is called in as now provided by law to assist the judge or judges of any other judicial district such judge so called in shall be entitled to receive for each day he is actually engaged in the performance of such duty the sum of twenty dollars (\$20) per day and actual traveling expenses not in excess of ten cents (10c) for each mile traveled to and from the place of holding court in such district

Section 10 The salaries or compensation of the associate judges not learned in the law of the courts of this Commonwealth shall be as follows Each associate judge shall receive six dollars (\$6) per day for every day he may be employed in the discharge of his official duties Provided that the salary of no such associate judge shall be less than seven hundred twenty dollars (\$720) annually Each of said judges shall continue to be entitled to mileage as now provided by existing law

Section 11 The annual salaries hereinbefore provided for shall be paid monthly by warrant of the Auditor General on the State Treasurer

Section 12 This act shall become effective immediately upon final enactment

Section 13 The act approved the sixteenth day of May one thousand nine hundred and twenty-nine (P. L. 1780) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" the act approved the sixth day of May one thousand nine hundred and thirty-one (P. L. 97) entitled "An act to amend section nine of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1780) entitled 'An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' court the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County' fixing the mileage for assigned judges" the act approved the first day of June one thousand nine hundred and thirty-one (P. L. 317) entitled "An act to amend section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (P. L. 1780) entitled 'An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County' by providing that salaries of judges of the courts of common pleas of certain judicial districts shall be fixed on the basis of the population of their respective districts as shown from time to time by the last preceding United States census" the act approved the

twenty-second day of May one thousand nine hundred and thirty-three (P. L. 921) entitled "An act to further amend section nine of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (P. L. 1780) entitled 'An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County' by reducing the compensation and further defining the traveling expenses of judges presiding in other districts" and the act approved the twenty-fifth day of May one thousand nine hundred and thirty-seven (P. L. 794) entitled "An act to amend section five of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1780) entitled 'An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County' by extending the provisions of the said section to the judges of the orphans' court of Dauphin County" and the act approved the fifth day of May one thousand nine hundred fifteen (P. L. 258) entitled "An act fixing the salaries of the associate judges not learned in the law of the courts of this Commonwealth" be and the same are hereby repealed

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WORLEY. Mr. Speaker, are we now on the judges' salary increase bill?

The SPEAKER. We are now on Senate Bill 94, Printer's No. 587, on page 30.

Mr. WORLEY. That is the judges' salary increase bill. Mr. Speaker, I want to say to this House that the time has come when this Legislature and State Legislators in general will have to take their part and stand alone and against the other branches of government and stand up for the duties conferred upon them.

When our Constitution was founded a separation of power was set up whereby there would be a legislative, an executive and a judicial branch, and the reason was that one should not dominate the other, because if a man could make a law and decide his own case we would have arbitrary acts, we would have a government of men and not of law. So for that reason we have the various powers separated.

I want to ask here tonight whether or not the judiciary is trying to dominate this House. You know the independence of the Legislature is the only assurance we have of democracy. Dictatorships have courts, dictatorships have the executive branch of government but they do not have the legislature, and if they do have the legislature they are simply a bunch of puppets, but in a democracy we have the judiciary, the executive and we have the legislature, and it is the legislature that determines the difference between a dictatorship and a democracy.

If we in America cannot stand alone and are afraid of the other two branches, we are going in the direction of dictatorship. You know that Abraham Lincoln once said that this is a Government by the people, of the people, and for the people. If we are going to stand here and pass this bill tonight to give the judges' an

necessary increase we are simply saying to the people of Pennsylvania, "We are in a government by the people, of the politicians and for the big shots."

I submit, Mr. Speaker, we should vote down this bill, and I hope the members will go along.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—157

Aaronson,	Gallagher,	McCullough,	Sarra,
Andrews,	Getchey,	McDonald,	Sax,
Barrett,	Gibson,	McKinney,	Scott,
Baumunk,	Goff,	Mikula,	Serrill,
Beech,	Gorman,	Millis,	Shoemaker,
Bender,	Greer,	Mintess,	Simons,
Bentzel,	Griffiths,	Mohr,	Smith J. C.
Bloom,	Gyger,	Mooney,	Smith C. M.,
Bonawitz,	Guthrie,	Moore C. E.,	Snider,
Boorse,	Haller,	Moore, H. A.,	Sollenberger,
Bower,	Haudenschild,	Murray,	Sorg,
Brice,	Henry,	Myers,	Stank,
Brown,	Hocker,	Najaka,	Stuart,
Brunner,	Hoffman,	Naumann,	Stonier,
Cadwalader,	Hoopes,	Needham,	Swope,
Cassidy,	Horan,	Neff,	Tahl,
Chervenak,	Imbt,	O'Donnell,	Thomassy,
Clevenger,	Jennings,	O'Neill,	Thompson,
Cochran,	Johnson,	Orban,	Tittle,
Cole,	Johnston,	Patten,	Tompkins,
Cooper,	Jones,	Petrosky,	Toomey,
Cordier,	Jump,	Pichney,	Turner,
Costa,	Kean,	Pickens,	Upshur,
Crowley,	Kelley,	Polaski,	Vaughan,
Dalrymple,	Kemp,	Powers,	Wachhaus,
Davison,	Kline,	Price,	Wagner,
Demech,	Kohl,	Proper,	Waldron,
Dennison,	Krize,	Ragot,	Walton,
Depuy,	Kurtz,	Readinger,	Waterhouse,
Dix,	Loughner,	Reese, D. P.,	Watkins,
Dye,	Lee,	Reese, R. E.,	Watson,
Efenberg,	Lelsey,	Reilly, J. M.,	Weidner,
Elder,	Livingston,	Reilly W. J.,	Weiss,
Ewing,	Livingstone,	Richter,	Wescott,
Feola,	Loftus,	Robbins,	West,
Fiss,	Lyons,	Robertson,	Wood,
Flack,	Madden,	Rose,	Yeakel,
Flaming,	Mazza,	Rosen,	Yester,
Foor,	McCosker,	Royer,	Yetzer,

NAYS—19

Cook,	Graybill,	McMillen,	Stimmel,
De Long,	Kent,	O'Connor,	Wolf,
Fish,	Laver,	Reagan,	Worley,
Frost,	Lovett,	Riley,	Young,
Goodling,	Madigan,	Sproul,	Lichtenwalter,
			Speaker

NOT VOTING—29

Bane,	Erb,	Kratz,	Root,
Bales,	Evans,	McCormack,	Scanlon,
Breisch,	Greenwood,	Mihm,	Schuster,
Bucchin,	Hall,	Miller,	Stockham,
Capano,	Helm,	Morrison,	Trout,
Chudoff,	Hewitt,	Nelson,	Vernon,
Dague,	Kirley,	O'Dare,	Wallin,
			Wheeler,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

REASONS FOR VOTE

Mr. LAYER filed the following reasons for his vote.

My recorded vote of "No" on this measure is not a vote against an increase in salary for our most competent judges, but in protest of this bill. It is my understanding that an argument was made that all of our public officials were to receive a ten per cent increase. Senate Bill 94 violated that agreement, therefore I recorded my vote as No.

I am in favor of a ten per cent increase.

Mr. LYONS filed the following reasons for his vote:

Reasons for voting "Aye" on Senate Bill No. 94 is because the defeat of this bill might deprive the courts of any increase in salary. I believe the Judges are entitled to the same increase in salary which was agreed upon for the other county office holders.

The increase provided by this bill appears to me unfair in comparison to the increase in salary given by the bills passed by the House.

Mr. MADDEN filed the following reason for his vote:

My vote on this bill is because the defeat of this measure might deprive the Courts of any increase in salary at this time. I believe the Judges are entitled to the same increase of salary which was agreed upon for the other county office holders. The increase provided by this bill appears to me unfair in comparison to the increase allowed by the salary raiser bills recently passed by the House.

Mr. SPROUL filed the following reasons for his vote.

My vote on this measure is not one against a judicial salary increase but in protest against this particular bill. I understand an agreement was made that all officials were to get a ten per cent increase with which we were in accord. This bill provides more than the agreement of ten per cent provided in the bills passing this House for other officials and is not in accord with the general understanding.

I am willing to stand by that agreement.

Mr. WEISS filed the following reasons for his vote.

I am voting "Aye" on Senate Bill 94 because voting "No" would deprive the courts of any increase. I conscientiously feel that the judges are entitled to a ten per cent increase, which is the percentage of increase agreed upon for other officeholders.

Under this bill the percentage of increase is approximately 17 percent which appears unfair in proportion to increases given to other officeholders and teachers. However I reiterate that some increase should be granted to the courts.

CONGRATULATORY RESOLUTION

Mr. CORDIER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 13, 1947.

Paul A. Tranchitella, Esquire, one of our Reading Clerks, is a resident of Philadelphia where he was born April 23rd, 1915. He is a son of the late Paul A. Tranchitella, a former tipstaff in the Municipal Court of Philadelphia and a former active member of the Republican Executive Committee of the second ward in Philadelphia for many years.

Mr. Tranchitella graduated from the University of Pennsylvania and the Temple Law School and was admitted to the Philadelphia Bar July 10th, 1946. He served

in the United States Army Air Forces as an investigator, and received a commendation for his work while stationed at Kessler Field, Mississippi.

During the period he has served as Reading Clerk in this House he has added another success to his earlier achievements: therefore be it

Resolved, That this House extends to Paul A. Tranchitella its appreciation for the manner in which he has carried out his duties as Reading Clerk, and wishes him continued success in every field of endeavor he essays.

The SPEAKER. The Chair recognizes the Reading Clerk of the House.

Mr. TRANCHITELLA. Mr. Speaker, I thank the gentleman from Lackawanna, Mr. Cordier, for his kind resolution. I am deeply moved by this public recognition of my work here, and hope it has been appreciated by all of you.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess for thirty minutes for the purpose of holding a Republican Caucus immediately in the New House Caucus Room. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Franklin H. Lichtenwalter) in the Chair.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 169, as follows:

An Act authorizing the arbitration of inheritance taxes when there are conflicting claims as to the domicile of the decedent and making uniform the law relating thereto

Table of Contents

Section 1	Short Title
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Section 3	Interpretation
Section 4	Arbitration Agreement
Section 5	Hearings
Section 6	Powers of Board
Section 7	Determination of Domicile
Section 8	Majority Vote
Section 9	Filing of Determination of Domicile and other Documents
Section 10	Interest or Penalties for Nonpayment of Taxes
Section 11	Compromise of Parties to Arbitration Agreement
Section 12	Compensation and Expenses
Section 13	Reciprocal Application
Section 14	Estates Affected
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows	
Section 1	Short title—This act shall be known and may be cited as the "Uniform Act of Interstate Arbitration of inheritance Taxes"
Section 2	Definition of State—As used in this act the word "state" shall mean any state territory or possession of the United States and the District of Columbia
Section 3	Interpretation—This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it
Section 4	Arbitration Agreement—When the register of wills of any county or the Secretary of the Department of Revenue claims that a decedent was domiciled in this

State at the time of his death and the taxing authorities of another state or states make a like claim on behalf of their state or states the Secretary of Revenue may with the approval of the Attorney General make a written agreement with the other taxing authorities and with the executor or administrator to submit the controversy to the decision of a board consisting of one or any uneven number of arbitrators. The executor or administrator is hereby authorized to make the agreement. The parties to the agreement shall select the arbitrator or arbitrators.

Section 5 Hearings—The board shall hold hearings at such times and places as it may determine upon reasonable notice to the parties to the agreement all of whom shall be entitled to be heard to present evidence and to examine and cross-examine witnesses.

Section 6 Powers of Board—The board shall have power to administer oaths take testimony subpoena and require the attendance of witnesses and the production of books papers and documents and issue commissions to take testimony. Subpoenas may be signed by any member of the board. In case of failure to obey a subpoena issued by the board any judge of a court of record of this State upon application by the board may make an order requiring compliance with the subpoena and the court may punish failure to obey the order as a contempt.

Section 7 Determination of Domicile—The board shall by majority vote determine the domicile of the decedent at the time of his death. This determination shall be final for purposes of imposing and collecting inheritance taxes but for no other purpose.

Section 8 Majority Vote—Except as provided in section six in respect of the issuance of subpoenas all questions arising in the course of the proceedings shall be determined by a majority vote of the board.

Section 9 Filing of Determination of Domicile and Other Documents—The Secretary of Revenue register of wills the board or the executor or administrator shall file the determination of the board as to domicile the record of the board's proceedings and the agreement or a duplicate made pursuant to section four of this act with the authority having jurisdiction to assess or determine the inheritance taxes in the state determined to be the domicile and shall file copies of such documents with the authorities that would have been empowered to assess or determine the inheritance taxes in each of the other states involved.

Section 10 Interest or Penalties for Nonpayment of Taxes—In any case where it is determined by the board that the decedent died domiciled in this state interest or penalties if otherwise imposed by law for nonpayment of inheritance taxes between the date of the agreement and of filing of the determination of the board as to domicile shall not exceed six per centum (6%) per annum.

Section 11 Compromise by Parties to Arbitration Agreement—Nothing contained herein shall prevent at any time a written compromise if otherwise lawful by all the parties to the agreement made pursuant to section four of this act fixing the amounts to be accepted by this and any other state involved in full satisfaction of inheritance taxes.

Section 12 Compensation and Expenses—The compensation and expenses of the members of the board and its employees may be agreed upon among such members and the executor or administrator and if they cannot agree shall be fixed by the probate court of the state determined by the board to be the domicile of the decedent. The amounts so agreed upon or fixed shall be deemed an administration expense and shall be payable by the executor or administrator.

Section 13 Reciprocal Application—This act shall apply only to cases in which each of the states involved has a law identical or substantially similar to this act.

Section 14 Estates Affected—The provisions of this act shall apply to estates of decedents dying before or after its enactment.

Section 15 This bill shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith C O.
Bloom.	Greer.	Mills.	Smith, C M.
Boies.	Griffiths.	Mintes.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C E.	Eproul.
Breisch.	Haller.	Moore, H A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Buchlin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Deputy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese, D P.	Weiss.
Dye.	Layer.	Reese, R E.	Wescott.
Efenberg.	Lee.	Reilly, J M.	West.
Elder.	Leisey.	Reilly, W J.	Wheeler.
Erb.	Livingston.	Richter.	wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Floss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarra.	Speaker
Frout.			

NAYS—0.

NOT VOTING—1.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 170, as follows:

An Act authorizing the compromise of inheritance taxes when there are conflicting claims as to the domicile of the decedent and making uniform the law relating thereto.

Table of Contents

- Section 1 Short Title
 Section 2 Definition of State
 Section 3 Interpretation
 Section 4 Compromise Agreement Filing Interest or Penalty for Nonpayment of Taxes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act shall be known and may be cited as the "Uniform Act on Interstate Compromise of Inheritance Taxes"

Section 2 Definition of State As used in this act the word "state" shall mean any state territory or possession of the United States and the District of Columbia

Section 3 Interpretation This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it

Section 4 Compromise Agreement Filing Interest or Penalty for Nonpayment of Taxes When the Register of Wills of any county or the Secretary of the Department of Revenue of the Commonwealth claims that a decedent was domiciled in this State at the time of his death and the taxing authorities of another state or states make a like claim on behalf of their state or states the Secretary of Revenue may with the approval of the Attorney General make a written agreement of compromise with the other taxing authorities and the executor or administrator that a certain sum shall be accepted in full satisfaction of any and all inheritance taxes imposed by this State including any interest or penalties to the date of filing the agreement The agreement shall also fix the amount to be accepted by the other states in full satisfaction of inheritance taxes The executor or administrator is hereby authorized to make such agreement Either the Secretary of Revenue or the executor or administrator shall file the agreement or a duplicate with the authority that would be empowered to assess or determine inheritance taxes for this State if there had been no agreement and thereupon the tax shall be deemed conclusively fixed as therein provided Unless the tax is paid within sixty (60) days after filing the agreement interest or penalties shall thereafter accrue upon the amount fixed in the agreement but the time between the decedent's death and the filing shall not be included in computing the interest or penalties

In the event the aggregate amount payable under such agreement to the states involved is less than the maximum credit allowable to the estate against the United States estate tax imposed with respect thereto the personal representative forthwith shall also pay to the department so much of the difference between such aggregate amount and the amount of such credit as the amount payable to the department under the agreement bears to such aggregate amount

Section 5 The act of August 5 1941 Pamphlet Laws 815 is herewith repealed

Section 6 This bill shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald	Schuster
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula	Simons.
Bentzel.	Greer.	Miller.	Smith C C.

Bloom.	Greenwood.	Mills.	Smith C M.
Boies.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger
Boorse.	Gyger.	Mooney	Sorg.
Bower.	Hall.	Moore C E.	Sproul.
Breisch.	Haller.	Moore H A.	Stank.
Brice.	Haudenschild.	Morrison	Stimmel.
Brown.	Helm.	Murray.	Stockham
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman	Needham	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus
Crowley.	Kemp	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron
Dalrymple.	Kirley.	Powers.	Wallin
Davison.	Kilne.	Price.	Walton.
De Long.	Kohl.	Proper	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan	Weidner
Dix.	Laughner	Reese D P.	Weiss.
Dye.	Layer.	Reese R E.	West.
Efenberg	Lee.	Reilly J M.	Wescott.
Elder.	Leisey.	Reilly W J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarra.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 193, as follows:

An Act relating to judgments providing for the lien thereof and the duration and revival of such liens prescribing the circumstances under which executions to enforce payment of judgments may be levied on real property and imposing duties on prothonotaries sheriffs and other court and county officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as the "Judgment Lien Law"

Section 2 Every judgment now or hereafter entered of record and indexed in any court of record in this Commonwealth shall be a lien upon all real property within the county where the judgment is entered which at the time of the entry and indexing of the judgment is owned by the person against whom the judgment is entered and shall unless sooner discharged as provided by law continue as a lien as to the defendant and all other persons for a period of five years from the date on which

the judgment was entered and no longer unless the same is revived as hereinafter provided

Section 3 (a) The lien of a judgment may be revived by the indexing of (1) a judgment of revival by agreement between the plaintiff and defendant or of (2) a writ of scire facias if such judgment by agreement is entered of record in or such writ is issued out of the court in which the original judgment was entered within five years after the date on which the original judgment or the last preceding judgment of revival as the case may be was indexed. Provided That if any interest in any part of the real property bound by the lien of the judgment has been acquired by a terre-tenant then the lien of such judgment shall be revived as to such part of the real property only if the terre-tenant within the five-year period hereinbefore designated joins in the agreement or is made a party to the scire facias proceedings as the case may be. Provided further That if revival shall have been had against the defendant at a time when a terre-tenant's deed is of record but without the joinder of the terre-tenant then within a period of five years after the recording of the terre-tenant's deed or other evidence of title the lien may be revived as to the terre-tenant by (1) agreement between the plaintiff and the terre-tenant alone or between the plaintiff defendant and terre-tenant or (2) by writ of scire facias issued against the terre-tenant without joining the defendant or against the defendant and terre-tenant jointly entered in or issued out of and indeed in the court in which the judgment was entered within such period of five years after the recording of the terre-tenant's deed or other evidence of title and in such event the lien shall continue as to the terre-tenant for the same period only as it continues against the defendant when it must be revived against both parties as hereinbefore provided. This proviso shall not be so construed as to revive any lien as to any part of the property acquired by a terre-tenant by the mere recording of a terre-tenant's deed or other evidence of title without specific revival by agreement or scire facias as above provided.

(b) In the case of two or more joint defendants no revival shall be effective against any of such defendants or their real property whether or not owned jointly with the other joint defendants or any of them unless all such joint defendants shall join in the agreement or shall be made parties to the scire facias proceedings. Provided That if any number less than all of the joint defendants shall agree to be bound the revival shall be effective against all of the defendants so agreeing.

(c) The revival lien of any judgment shall unless sooner discharged as provided by law continue for a period of five years from the date on which the judgment of revival whether entered by agreement or on writ of scire facias was indexed provided such judgment of revival if entered on a writ of scire facias was indexed within a period of five years after the issuance of such writ otherwise such lien shall continue only for a period of five years from the date on which the writ of scire facias to revive was indexed and in either case no longer unless the same is again revived as provided in this act. In any case where by reason of pending litigation judgment cannot be entered on the writ of scire facias within a period of five years after the indexing of such writ the court before which such litigation is pending may enter an order continuing the lien of such writ for such further period not exceeding five years as the court may direct such order shall become effective when indexed.

(d) As used in this act the term "terre-tenant" shall not include any person claiming under or whose claim of title passes through a deed which is not recorded in the county where the real property is located or any person claiming under or through a deceased defendant or terre-tenant whose will has not been filed with or letters of administration on whose estate have not been issued by the register of wills or orphans' court of such county. Provided That any person claiming under or through a deceased defendant or terre-tenant who was not a resident of the county at the time of his death may qualify

as a terre-tenant under the provisions of this act by recording in the office of the recorder of deeds of the county where the real property is located a certified copy of the will of such decedent if he died testate or if he died intestate a declaration of interest accompanied by a certificate of the register of wills or probate court or officer of the county state or county in which the decedent resided at the time of his death that letters of administration have been issued in the estate of such decedent.

Section 4 A writ of scire facias issued to revive a judgment at any time either before or after the expiration of five years after the indexing thereof or before or after five years after the indexing of the last preceding judgment of revival thereof shall when indexed in the judgment index be a lien upon all real property within the county which at the time of the indexing thereof is owned by the defendant against whom the original judgment is entered whether or not such real property was owned by him at the time the judgment was indexed or previously revived. All liens against after-acquired property or gained property as to which the lien of the original judgment has been lost shall be effective as of the date when the writ of scire facias was indexed and shall unless sooner discharged as provided by law continue as a lien for a period of five years from the date of the indexing of the judgment of revival thereon and no longer unless the same is revived as provided in this act.

Section 5 Whenever any real property of any person serving in the armed forces of the United States in time of war is subject to the lien of any judgment the plaintiff may at any time before the expiration of such lien issue a writ of scire facias to revive the same. No judgment of revival shall be entered during the continuance of such service but successive alias writs of scire facias may be issued and if properly indexed shall be effective to continue the lien of the judgment. After the service of the defendant or the terre-tenant as the case may be in the armed forces of the United States has terminated or after the expiration of six months after the date proclaimed by the President of the United States or by concurrent resolution of the two houses of Congress as the date of the termination of the war which ever shall first occur judgment of revival may be entered but only after ten days' written notice served on the defendant or terre-tenant as the case may be who shall have the right to enter an appearance and defend as in other cases. If the defendant or terre-tenant as the case may be shall not return to and acquire a residence in the county in which judgment is entered within three months after the termination of his service in the armed forces of the United States or within nine months after the date proclaimed by the President of the United States or by concurrent resolution of the two houses of Congress as the date of the termination of the war whichever shall first occur the plaintiff may issue an alias writ of scire facias and on return of nihil habet thereon the court may enter judgment which shall become effective when indexed.

Section 6 All writs of scire facias provided for by this act shall be served in the manner provided by law for the service of a summons on all persons named in the writ and shall be indexed. If the writ is directed against the defendant and he is dead service shall be made on his heirs executors or administrators. If the sheriff cannot find any one or more of said persons within the county he shall make return of nihil habet as to all those not so found. On return being made by the sheriff showing service on all such persons found in the county and a return of nihil habet as to all those not so found the prothonotary shall at any time after the end of the period during which the writ runs upon praecipe enter and index judgment of revival of any such judgment during another period of five years against the real estate bound by the judgment unless sufficient cause is shown to prevent the same.

Section 7 (a) The holder of any judgment may within five years after the entry thereof or after the entry of

any judgment of revival thereon have execution in the manner provided by law on such original judgment or on such judgment of revival as the case may be against any real property bound by the lien of the judgment whether or not any interest therein has been acquired by a terre-tenant and against any real property acquired by the defendant subsequent to the entry of the original judgment or of the judgment of revival as the case may be and owned by him at the time of the indexing of the execution. In the case of after-acquired property the execution when docketed and indexed shall become a lien upon such real property. In the case of real property which is then subject to the lien of the judgment the execution when docketed and indexed shall continue such lien beyond the time it would otherwise have expired. Any lien obtained or continued solely as the result of the docketing and indexing of an execution shall continue only for a period of five years from the indexing of the execution.

(b) In all cases where more than five years have expired since the entry of the judgment or the entry of the last preceding judgment of revival as the case may be no execution upon any real property may issue until a writ of scire facias shall have issued and been reduced to judgment and the execution shall issue on the judgment so entered and not on the original judgment.

Section 8 Nothing contained in this act shall be construed to affect or limit the provisions of section fifteen of the "Fiduciaries Act of one thousand nine hundred seventeen" approved the seventh day of June (P. L. 447).

The provisions of this act shall not affect the lien of any judgment entered prior to the effective date of this act. The lien of all such judgments that are valid and subsisting liens on such date shall continue as such for the same periods as they would have continued had this act not been enacted but not longer unless prior to the expiration of such periods such liens are revived in the manner provided by this act.

Section 9 The following acts are hereby repealed:

The act approved the eleventh day of April one thousand eight hundred sixty-two (P. L. 484) entitled "An act relating to the lien of judgment against persons in military service."

The act approved the twelfth day of June one thousand nine hundred thirty-one (P. L. 506) entitled "An act providing that in certain cases where a scire facias is issued on a judgment to revive or extend the lien thereof such lien shall take effect from the date of issuance of the writ."

The act approved the twenty-eighth day of May one thousand nine hundred forty-three (P. L. 774) entitled "An act regulating the lien of judgments prescribing the procedure for the revival of judgments and for the continuance of the lien thereof and repealing certain acts and parts of acts."

All other acts and parts of acts inconsistent with parts of this act are hereby repealed.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Ponawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,

Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenshield,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Buchlin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Davison,	Kilne,	Price,	Walton,
De Long,	Kohl,	Proper,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Deputy,	Kurtz,	Reagan,	Weldner,
Dix,	Layer,	Reese, D. P.,	Weiss,
Dye,	Laughner,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarraff,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 600, as follows:

An Act to amend section three hundred six point one of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" by further regulating the payment in second injury cases.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Section three hundred six point one of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1186) is hereby amended to read as follows:

Section 306.1 If an employee who has incurred (through accident or otherwise) permanent partial disability through the loss or loss of use of one hand one arm one

foot one leg or one eye incurs total disability through a subsequent injury causing loss or loss of use of another hand arm foot leg or eye he shall be entitled to additional compensation as follows

After the cessation of payments by the employer for the period of weeks prescribed in Clause (c) hereof for the subsequent injury additional compensation shall be paid during the continuance of total disability at the weekly compensation rate applicable for total disability for the remainder of the five hundred week period provided in Clause (a) hereof This additional compensation shall be paid by the Commonwealth only upon an award by a compensation referee or the board All claims for such additional compensation shall be forever barred unless the employe shall have filed a petition therefor with the board within one year after the last payment made under Clause (c) hereof out of the general fund in the State Treasury The sum of one hundred thousand dollars (\$100,000) is hereby appropriated to the Department of Labor and Industry for compensation payable by the Commonwealth under this section for the biennium one thousand nine hundred and forty-five one thousand nine hundred forty-seven

The Department of Labor and Industry shall be charged with the conservation of the assets of said appropriation In furtherance of this purpose the Attorney General shall appoint a member of his staff to represent the Commonwealth in all proceedings brought to enforce claims against the Commonwealth In its award the Workmen's Compensation Board of the Department of Labor and Industry shall specifically find the amount the injured employe shall be paid weekly the number of weeks compensation which shall be paid by the employer the date upon which payments out of the State appropriation shall begin and if possible the length of time such payments shall continue all payments to cease upon the death of claimant

Any benefits received by any employe or to which he may be entitled by reason of such increased disability from any State or Federal fund or agency to which said employe has not directly contributed shall be regarded as a credit to any award made against the Commonwealth as aforesaid excepting those benefits received by an employe by reason of service connected physical injuries incurred during any war between the United States of America and any foreign country

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. LOVETT. Mr. Speaker, I desire to interrogate the gentleman from Elk, Mr. Sorg.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, I am not opposed to this bill. I want to know if anybody knows just what has taken place since we passed this second injury bill, how many cases there have been in the State of Pennsylvania and what they are doing under this second injury. I notice that there is a one hundred thousand dollar appropriation carried in this bill, is that correct?

Mr. SORG. That is correct, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, does the gentleman have any information with regard to the number of cases, or how much money is being spent that we appropriated before in this second injury? If the gentleman has that information, if he would give it to the House, I think then we would know what we are doing on this legislation.

Mr. SORG. Mr. Speaker, I haven't in mind the exact number of cases that have been covered under the pro-

visions of the second injury fund established by the State. I should like to state to the gentleman to my knowledge there are no claims now that have not been paid, and I would like to suggest that it is my opinion that even though the appropriation, if that is what the gentleman had in mind, is not adequate, nevertheless there is a provision in the law requiring payment from the general fund. Also that the present pension is designed to prevent the deduction of the service disability payment in the event a workman should happen to be injured and be entitled to any receipts under the second injury fund. It is a very good measure.

Mr. LOVETT. Mr. Speaker, it is not a question of whether this is a good measure, and I am not opposing the measure in itself. I just thought that we should have some knowledge of what this second injury fund is that we set up at the last session of the Legislature, and whether or not there has been enough money under the appropriation that we gave before, or whether there has been a certain amount of money paid out of the general fund.

Mr. SORG. Mr. Speaker, I don't have the figures available that the gentleman desires. I would however refer him to the Department of Labor and Industry that has the administration of this fund, for those figures.

Mr. LOVETT. Mr. Speaker, I might say to the Majority Leader that I tried without success to get some information but I was not very successful in the Department of Labor and Industry. However, I am not opposing this bill. In other words, I am for the bill. I just thought that Members of the Legislature at least should know what is going on. I do not ask you to oppose the bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.
Bloom.	Greer.	Mills.	Smith, C. M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.	Sproul.
Brelschi.	Haller.	Moore, H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Buchlin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopees.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Verona.
Cordier.	Kean.	Petrofsky.	Vaughan.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.

Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese D P.,	Weise,
Dye,	Layer,	Reese, R E.,	Wescott,
Eenberg,	Lee,	Reilly J. M.,	West,
Elder,	Leisey,	Reilly, W J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakei,
Fish,	Ly us,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foot,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 758, as follows:

An Act to further amend section four hundred fifty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by further changing the provisions relating to the maximum compensation of the State Civil Service Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred fifty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other execu-

tive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the twentieth day of March one thousand nine hundred forty-five (P. L. 44) is hereby further amended to read as follows

Section 452 State Civil Service Commission The State Civil Service Commission is hereby created and shall consist of three members not more than two of whom shall be of the same political affiliation Of the original members all of whom shall be appointed within thirty days after the effective date of this act one shall be appointed for a term of two years one for a term of four years and one for a term of six years from the date of his appointment and until his successor shall have been appointed and qualified Thereafter each appointment shall be for a term of six years or until a successor is appointed and qualified The members of the commission shall hold no other public position to which a salary is attached shall have qualifications for appointment and shall be removable from office as provided by law The Governor shall designate one of the members as chairman

Each member of the commission shall receive actual travelling expenses and per diem compensation at the rate of twenty-five dollars per day for the time actually devoted to the business of the commission but no member shall be paid more than one thousand five hundred dollars three thousand dollars per diem compensation in any one year I, except that with the approval of the Governor such limitation on the aggregate amount of one thousand five hundred dollars shall not apply for the biennium 1943-1945 nor for the duration of the war and six months thereafter]

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson	Gallagher,	McCullough,	Sax,
Andrews,	Getchey,	McCusker,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons
Bentzel,	Greenwood	Miller,	Smith, C. C.
Bloom,	Greer	Mills,	Smith, C M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall	Moore, C E.,	Sproul,
Breisch,	Haller,	Moore, H A.,	Stank,
Brice,	Haudenschild	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stuart,
Buechin,	Hewitt,	Najaka,	Stonier,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Titte,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cuchran,	Johnson,	O'Donnell,	Tooley,
Coie,	Johnston,	O'Neill,	Turner
Cook,	Jones,	Orban,	Upshur
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Keiley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,

Dague.	Kent.	Polaski.	Waldron.
Dalrymple,	Kirley,	Powers.	Wallin.
Davison,	Kilne,	Price,	Walton.
De Long,	Kohl,	Propert,	Waterhouse.
Demech,	Kratz,	Ragot,	Watkins.
Dennison,	Krise,	Readinger.	Watson.
Depuy,	Kurtz,	Reagan,	Weldner.
Dix,	Layer.	Reese, D P.,	Wells,
Dye,	Laughner,	Reese, R E.,	Wescott.
Efenberg,	Lee,	Reilly, J M.,	West,
Elder,	Lelsey,	Reilly, W J.,	Wheeler.
Evans,	Livingston,	Richter,	Wolf.
Feola,	Livingstone,	Riley,	Wood.
Erb,	Loftus,	Robbins,	Yeakel.
Ewing,	Lovett,	Robertson,	Yester.
Fisa,	Lyons,	Root,	Yetzer.
Fish,	Madden,	Rose,	Young.
Flack,	Madigan,	Rowen,	Lichtenwalter.
Fleming,	Mazza,	Royer,	Speaker
Foor,	McCormack,	Sarra,	
Frost,			

NAYS—1

NOT VOTING—1

Worley.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

PERMISSION TO ADDRESS HOUSE

Mr. DIX asked and obtained unanimous consent to address the House.

The SPEAKER. The Chair recognizes the Poet Laureate of the House, the gentleman from Wayne, Mr. Dix, at this time, who has a message of interest to all of us.

Mr. DIX. Mr. Speaker, as the Governor's secretary, Mr. Perry came into the Hall of the House late this afternoon I heard him say—"Why Don't We Go Home?" Mr. Speaker, this simple and forthright question appealed to me.

WHY DON'T WE GO HOME?

Why don't we go home, Mr. Speaker,—

Why don't we go home?

Although admiring Governor Duff,
We've really been here long enough.

Why don't we go home, Mr. Speaker,—
Why don't we go home?

We've been here far too long already,
And we are all a bit unsteady;
It seems that it has been a year;—
Pray, tell me why we're staying here.

Our wives—indeed they miss us sadly;
Our sweethearts—waiting for us madly;
There's little for us here to do,—
Let us go home—we plead with you.

Why don't we go home, Mr. Speaker,—
Why don't we go home?
Although admiring Governor Duff,
We've really been here long enough.
Why don't we go home, Mr. Speaker,—
Why don't we go home?

Mr. ANDREWS. Mr. Speaker, tomorrow I will have the great privilege of replying to the gentleman from Wayne as to why we haven't gone home a little sooner.

PERMISSION TO ADDRESS HOUSE

Mr. COLE asked and obtained permission to address the House.

Mr. Speaker, it seems as though the two great political parties of Pennsylvania have missed the boat somewhere, or perhaps we should organize a third party. One of the most important bills ever put up before the session of any particular legislature in the United States was missed by the Pennsylvania State Legislature. Somebody with a very fine sense of humor picked out this as the masterpiece of legislation enacted during this current year and I would like to read from a Philadelphia newspaper an act which was passed in the State of Illinois reading as follows:

ILLINOIS TO BAN ALLEYS TO STRAY CATS

SPRINGFIELD, Ill., June 13.—A bill passed by the state senate and approved by a house committee would prohibit stray cats from prowling in alleys.

The bill, approved by the house committee on license and miscellany, would make it unlawful for cats to frequent their native habitats unless in the "immediate and actual control" of their owners.

I think somebody missed the boat in Pennsylvania.

PERMISSION TO ADDRESS HOUSE

Mr. SPROUL asked and obtained unanimous consent to address the House.

Mr. Speaker, I am confused. Looking around the House I do not recognize seven or eight gentlemen I saw last night. They came in with Tittle's Talented Trotter's, and I want to express the appreciation of the House for the gentlemen who rendered those songs. I know Gus Wachhaus, I guess he went to bed with his beard, he was so attached to it. I noticed Uncle Tom came with his Cabin, and we want to pay tribute to Homer Brown, also to Dave Livingstone for rolling the bones. The long and short of it is that I am confused again, because we had a good time, but the DeLong was short and the short fellow was DeLong, and I was confused again.

After all my friend Bill Layer threw cold water on the whole party. But what I want to talk about particularly, we have a lot of legislative nuts, and I am not talking about you, to crack, and with apologies to Mr. Briadbelt and Charlie Smith and I want to read this letter.

"I hope that they don't make cases like mine any more complex and I hope they will be kept in mind. I am a Railway Mail Clerk and work in the Railway Postal Car. I run between Philadelphia and Pottsville and they insist that I pay the tax for the time I am in Philadelphia. If their opinion is correct then I will be subject to the tax in every town that levies a wage tax that we pass through, which means we will need a stop watch. What we now pay the tax for is more than I know. We are in the car, we don't use their water or sanitation facilities and we are our own policemen. Under their interpretation every salary person, truck driver passing through the city is subject to it. I fully realize that you and the other Representatives have a big problem with the tax program and the teacher problem to decide and wish you success with the same.

Sincerely, Blayne Broadbelt."

I thank the House for listening to this little bit of nonsense, because I am confused again.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 898.

An Act to further amend section five hundred thirty-two of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by permitting additional or increased appropriations by first class school districts in certain cases

HOUSE BILL No. 1173.

An Act to amend the title of and the act approved the fifth day of May one thousand nine hundred twenty-seven (P. L. 817) entitled "An act authorizing and regulating the growth sale and distribution of forest tree seedlings and transplants by the Department of Forest and Waters regulating the use of such forest tree seedlings and transplants and imposing duties upon the Department of Agriculture with regard to the enforcement of this act" by extending its provisions to include shrubs and vines under certain circumstances

Whereupon,

The SPEAKER, in the presence of the House, signed the same

PERMISSION TO ADDRESS HOUSE

Mr. FISH asked and obtained unanimous consent to address the House.

Mr. Speaker, some time ago at the request of the veterans' organizations throughout this Commonwealth there was an attempt made to introduce legislation whereby a portion of, or all of, the disability pension paid a veteran would be excluded from consideration as income by the Department of Public Assistance of this Commonwealth.

We were told that such consideration would be discriminatory, perhaps even unconstitutional and that it was in conflict with the Federal Social Security regulations.

We would like to quote from the stated policy of the Department:

"There was recognition that there were many cases where other agencies or non-legally responsible relatives or friends were supplementing assistance with restricted contributions for specific purposes. Income from this source could not be considered as affecting basic eligibility for assistance. Since actual needs will be met in these situations, and since the supplementary assistance would not otherwise be available, it was thought unwise to discourage this help."

Such policy permits of very broad interpretation, and appears inconsistent with the criticism of the proposed legislation.

It should be recognized that the disability payments made to a veteran are based upon the recognition of a decrease in his earning capacity due to injury or illness

suffered while in the armed service, and to compensate him in some small degree therefor.

On the other hand it has been agreed that a retired school teacher whose retirement payment benefits are low, should he apply for assistance, can and does receive from the Pennsylvania State Educational Association, a grant from their "Emergency Fund," which is given with the specific intent that it be used for those things beyond the assistance budget which the Department of Public Assistance does not recognize.

Further, and with regard to the constitutionality of this offered bill and the excessive cost of \$480,000 a biennium, we wonder as to the constitutionality of the Department of Public Assistance making payments to the recipients who have left the Commonwealth and reside in most all of the forty-seven other states, and from whom no benefits are obtained in the payment of taxes. These "out of state" payments approximate one million dollars during a biennium.

It is quite apparent that one half of the amount sent by the Department of Public Assistance to persons living outside of the boundaries of the Commonwealth and for whom we have no responsibility, would provide for the exemption of a small amount of income received as disability payments by the disabled veterans living within the boundaries of this Commonwealth.

I, therefore, desire to have spread upon the minutes of this body my protest to the continuation and continuance of such unfair practices.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. COOK asked and obtained permission for the Committee on Counties to meet during the session of the House.

REPORTS FROM COMMITTEES

Mr. SHOEMAKER from the Committee on Counties, reported as committed, Senate Bill No. 506, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" providing for fixing the number and compensation of all appointed officers deputies assistants clerks and other persons whose compensation is paid out of the county treasury whether employed by the county the courts or by any judge thereof creating a salary board in each county defining its powers and duties providing for appeals and repealing inconsistent acts

Mr. SHOEMAKER from the Committee on Counties, reported as committed, Senate Bill No. 507, entitled:

An Act abolishing all existing county salary boards and providing for the transfer of their books records and property

BILLS ON FIRST READING

The following bills were read the first time pursuant to a resolution adopted May 27, 1947.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 506, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eight classes and revising amending and consolidating the laws relating thereto" providing for fixing the number and compensation of all appointed officers deputies assistants clerks and other persons whose compensation is paid out of the county treasury whether employed by the county the courts or by any judge thereof creating a salary board in each county defining its powers and duties providing for appeals and repealing inconsistent acts

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 507, entitled:

An Act abolishing all existing county salary boards and providing for the transfer of their books records and property

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 689, entitled:

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided further for the revenue for State purposes" by providing further for the assessment collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities and imposing duties on certain county officers

The first section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendments:

Amend sec. 1 (sec. 4.1), page 2, line 12, by striking out the words "the first section of".

Amend sec. 1 (sec. 4.1), page 3, line 2, by striking out the words "for the" and inserting in lieu thereof "of."

Amend sec. 1 (sec. 4.1), page 3, line 3, by striking out the words "section 3 of."

Amend sec. 1 (sec. 4.1), page 3, line 6, by striking out the words "the first section of."

Amend sec. 1 (sec. 4.1), page 3, line 12, 13 and 14, by striking out all of said lines.

Amend sec. 1 (sec. 4.1), page 3, line 15, by striking out the figure "(3)" and inserting in lieu thereof "(2)."

Amend sec. 1 (sec. 4.1), page 3, line 16, by striking out the words "for the" and inserting in lieu thereof "of."

Amend sec. 1 (sec. 4.1), page 3, lines 17 and 18, by striking out the words "the first section of."

Amend sec. 1 (sec. 4.1), page 4, line 4, by striking out the words "section one hereof" and inserting in lieu thereof "this act."

Amend sec. 1 (sec. 4.1), page 4, line 6, by inserting after the word "discounts" the following: "penalties."

Amend sec. 1 (sec. 4.1), page 4, line 7, by inserting

after the word "county" the following: "for county purposes and in cities coextensive with counties for city and county purposes.

(d) Any person who wilfully fails or refuses to file any return required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six months or both."

Amend sec. 1 (sec. 4.2), page 4, line 17, by striking out the word "assessed" and inserting in lieu thereof "returned."

They were agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendments:

Amend sec. 2 (sec. 5), page 9, lines 9 and 10, by striking out the words "the first section of."

Amend sec. 2, (sec. 5), page 9, line 12, by inserting after the word "of" where it appears the first time in said line, the following: "the."

Amend sec. 2 (sec. 5), page 9, line 16, by striking out the word "fifty" and inserting in lieu thereof "twelve."

Amend sec. 2 (sec. 5), page 9, line 19, by inserting after the word "notify" the following: "by mail."

Amend sec. 2 (sec. 5), page 10, line 11, by striking out the word "fifty" and inserting in lieu thereof "twelve."

Amend sec. 2 (sec. 5), page 11, lines 5 to 9, by striking out the words "The tax assessed by the board of revision of taxes or the county" in line 5, and all of lines 6 to 9 inclusive.

They were agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendments:

Amend sec. 3 (sec. 5.1), page 12, line 2, by inserting after the word "by" the following: "the."

Amend sec. 3 (sec. 5.2), page 14, line 12, by striking out the words "section five of."

Amend sec. 3 (sec. 5.3), page 15, line 8, by striking out the words "the first section of."

Amend sec. 3 (sec. 5.3), page 16, line 8, by inserting after the word "of" where it appears the first time, the following: "books, papers and."

Amend sec. 3 (sec. 5.3), page 16, lines 8 to 15, by striking out the words "Any information gained by the board of revision of" in line 8, and all of lines 9 to 15 inclusive.

They were agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendments:

Amend sec. 4 (sec. 16), page 17, line 12, by striking out the words "the first section of."

Amend sec. 4 (sec. 16), page 17, line 16, by striking out the words "the first section of."

Amend sec. 6 (sec. 16), page 18, line 5, by striking out the words "the first section of."

They were agreed to.

The section was agreed to as amended.

The fifth section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 742, entitled:

An Act to add a new section to be known as section five hundred twenty-four point one to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing and limiting the imposition of a tax for school purposes on each resident or inhabitant of any school district of the first class prescribing the duties of public officials requiring the filing of returns and the giving of information of employers and those subject to the tax imposing on employers the duty of collecting the tax at source making a husband liable for his wife's tax providing for the lien and collection of the tax imposing penalties and repealing inconsistent laws

The first section was read.

On the question,

Will the House agree to the section?

Mr. FLEMING offered the following amendments:

Amend Section 1, page 3, line 7, by striking out after the words "the" the following: "[receiver of school]" and inserting in lieu thereof the following: "School treasurer."

Amend Section 1, page 3, by striking out lines 8 and 9 inclusive.

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The third section was read.

On the question,

Will the House agree to the section?

Mr. FLEMING offered the following amendment:

Amend Section 3, page 14, by striking out lines 11 and 16 inclusive.

It was agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. FLEMING offered the following amendments:

Amend page 14, line 17, by striking out before the word "The" the following: "[Section 4]" and inserting in lieu thereof the following: "3."

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. FLEMING offered the following amendments:

Amend the title, page 2, line 3, by striking out at the end of the line after the word "on" the following: "[each resident]" and inserting in lieu thereof the following: "certain residents."

Amend page 2, line 4, of the title by striking out before the word "of" the following: "[or inhabitant of any school district]" and inserting in lieu thereof the following: "of school districts."

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 852, entitled:

An Act to provide revenue for public school purposes in school districts of the first class imposing taxes upon certain classes of personal property providing for the assessment and collection of the same imposing duties on county assessing authorities boards of revision of taxes receivers of school taxes imposing duties on and providing for compensation to certain county treasurers and providing penalties

The first section was read and agreed to.

The second section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendment:

Amend Section 2, page 4, line 8, by inserting after the word "not" the following: "less than one (1) nor."

It was agreed to.

The section was agreed to as amended.

The third section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendment:

Amend Section 3, page 10, by inserting between lines 18 and 19, the following: "(2) Such other relevant information as may be required by the board concerning each of the different classes of property enumerated in section two of this act owned held or in any manner possessed by such resident."

It was agreed to.

The section was agreed to as amended.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendment:

Amend Section 4, page 12, line 16, by striking out after the word "and" and before the word "shall," the following: "assessed" and inserting in lieu thereof the following: "returned."

It was agreed to.

The section was agreed to as amended.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendments:

Amend Section 5, page 15, line 1, by inserting after the word "discounts" and before the word "and" the following: "penalties."

Amend Section 5, page 13, line 1, by striking out after

the word "of" and before the word "property" the following: "real" and inserting in lieu thereof the following: "personal."

Amend Section 5, page 13, line 2, by striking out after the word "to" and before the word "school" the following: "a" and inserting in lieu thereof the following: "the county or city coextensive with the county in which the."

Amend Section 5, page 13, line 2, by inserting after the word "class" the following: "levying the tax is located."

They were agreed to,

The section was agreed to as amended.

The sixth section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendments:

Amend Section 6, page 13, line 3, by inserting after the word "collection" and before the word "of" the following: "and Use."

Amend Section 6, page 13, line 9, by striking out after the word "district," the following: "and for his services as collector shall receive such."

Amend Section 6, page 13, by striking out the entire line 10.

Amend Section 6, page 13, line 11, by striking out at the beginning of the line, and before the word "such" the following: "Receiver of School Taxes shall receive no such compensation and inserting in lieu thereof the following: "There shall be paid to the county for the services rendered by such county treasurer in collecting the tax an amount to be mutually agreed upon between the county treasurer and the board of public education."

Amend Section 6, page 13, line 13, by striking out all of said line and inserting in lieu thereof the following: "as the personal property taxes for county purposes or in cities coextensive with counties for city and county purposes are collected."

They were agreed to.

The section was agreed to as amended.

The seventh section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendments:

Amend Section 7, page 13, line 18, by inserting after the word "of" and before the word "tax" the following: "the."

Amend Section 7, page 13, line 20, by striking out after the word "add" the following: "fifty per cent (50%)" and inserting in lieu thereof "twelve per cent (12%)."

Amend Section 7, page 14, line 2, by inserting after the word "notify" and before the word "such" the following: "by mail."

Amend Section 7, page 14, line 7, by striking out after the word "board" the following: "as."

Amend Section 7, page 14, line 8, by striking out at the beginning of the line and before the word "may" the following: "the case may be."

Amend Section 7, page 14, line 12, by striking out after the word "the" and before the word "penalty" the following: "fifty per cent (50%) and inserting in lieu thereof the following: "twelve per cent (12%)."

They were agreed to.

The section was agreed to as amended.

The eighth section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendment:

Amend Section 8, page 15, line 5, by striking out after

the word "paid" the following: "The tax assessed by the boards."

Amend Section 8, page 15, by striking out lines 6 to 9, inclusive.

They were agreed to.

The section was agreed to as amended.

The ninth section was read and agreed to.

The tenth section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendments:

Amend Section 10, page 17, line 11, by striking out after the word "inventory" the following: "or affi-."

Amend Section 10, page 17, line 12 by striking out before the word "which" the following: "davit" and inserting in lieu thereof the following: "and appraisal."

Amend Section 10, page 17, line 15, by striking out after the word "as" the following: "hereto-."

Amend Section 10, page 17, by striking out entire line 16.

Amend Section 10, page 17, line 17, by striking out before the word "Such" the following: "assess the taxes due from such decedent" and inserting in lieu thereof the following: "provided in this act."

Amend Section 10, page 18, line 5, by striking out after the word "act" the following: "In each school district the Receiver of Taxes or in."

Amend Section 10, page 18, by striking out all of lines 6 and 7, and inserting in lieu thereof the following: "The school district levying the tax."

They were agreed to.

The section was agreed to as amended.

The eleventh section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendments:

Amend Section 11, page 18, line 12, by inserting after the word "Witnesses" and before the word "The" the following: "Rules and Regulations.—(a)."

Amend Section 11, page 19, line 4, by inserting after the word "property" the following: "In the event of the refusal of any taxpayer to permit the examination of his books and records, or upon his refusal to appear before the board or to testify or in the event of his refusal to produce books, papers and records which the board has directed to be produced, the board may have recourse to the court of common pleas of said county, which court shall upon cause shown direct the attendance of witnesses and the production of such books, papers, and records."

(b) The board is hereby authorized and empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act, and the collection of the taxes, penalties and interest imposed by this act.

(c) The powers conferred by this act upon the board relating to the administration and enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the said board by law.

They were agreed to.

The section was agreed to as amended.

The twelfth section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendments:

Amend Section 12, page 19, line 8, by striking out after the word "for" and before the word "and" the following: "1948" and inserting in lieu thereof the following: "one thousand nine hundred forty-eight".

Amend Section 12, page 19, line 12, by inserting after the word "of" and before the word "Taxes" the following: "School".

Amend Section 12, page 19, line 13, by inserting after the word "of" and before the word "Taxes" the following: "School".

Amend Section 12, page 19, line 14, by striking out after the word "located" the following: "a properly certified duplicate of the then".

Amend Section 12, page 19, line 15, by striking out before the word "valuation" the following: "existing adjusted" and inserting in lieu thereof the follows: "an estimate of the total".

They were agreed to.

Mr. CHARLES C. SMITH offered the following amendment to the bill by adding a new section.

Amend page 19 by inserting between lines 16 and 17, the following: Section 13. Interest; Tax Liens and Claims.—(a) The tax imposed by this act shall bear interest at the rate of six per cent per annum until paid. (b) The school district levying the tax may at any time transmit to the prothonotary of the county in which the school district levying the tax is located a certified record of taxes imposed under this act and the penalties and interest thereon. The record so transmitted shall contain the name of the taxpayer, his address, if known, amount of tax penalty and interest due and the year during which said tax was payable, and it shall be the duty of the prothonotary to enter and docket the same of record in the prothonotary's office in a docket which shall be designed "Personal Property Tax Lien Docket" and such tax lien shall be indexed as judgments are now indexed, and shall be combined with liens arising from county or, in cities coextensive with counties, city and county personal property taxes. In no event shall the prothonotary be entitled to duplicate fees. All taxes imposed under this act, together with penalties and interest thereon shall be a lien on the real estate of the taxpayer within the county until paid after the same shall have been entered and docketed of record by the prothonotary. All such liens shall have priority to and be fully paid and satisfied out of the fully paid and satisfied out of the proceeds of any judicial sale of said real estate before any other obligation, judgment, claim, lien or estate with which the said real estate may become charged or for which it may become liable gave and except only the costs of the sale and of the writ upon which it is made and the real estate taxes imposed or assessed upon said property. The lien of said tax shall continue for a period of five years from the date of entry and may be revived and continued in the manner now or here after provided for revival of judgments, and it shall be lawful for a writ of scire facias to issue and be prosecuted to judgment in the manner in which such writs are now ordinarily employed.

(c) Claims for taxes due under this act may be collected by action in assumpsit brought by the school district levying the tax against the taxpayer or may be presented at the audit of any estate in the orphans' court.

It was agreed to.

The section was agreed to as amended.

The thirteenth section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendment:

Amend Section 13, page 19, line 17, by striking out after the word "section" and before the word "penalties" the following: "13" and inserting in lieu thereof: "14".

Amend Section 13, page 20, line 2, by striking out after the word "by" the following: "the first section".

Amend Section 13, page 20, line 3, by striking out before the word "this" the following: "of".

Amend Section 13, page 20, line 12, by striking out after the word "person" and before the word "who" the following: "or officer".

Amend Section 13, page 29, by inserting between lines 16 and 17, the following: (d) Any person who wilfully fails or refuses to file any return required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than one thousand dollars (\$1,000) or to undergo imprisonment for not more than one (1) year, or both. (e) As used in this section, the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations, the officers thereof.

The fourteenth section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendment:

Amend Section 14, page 20, line 17, by striking out after the word "Section" and before the word "Repeal" the following: "14" and inserting in lieu thereof the following: "15".

It was agreed to.

The section was agreed to as amended.

The fifteenth section was read.

On the question,

Will the House agree to the section?

Mr. CHARLES C. SMITH offered the following amendment:

Amend Section 15, page 20, line 19, by striking out after the word "Section" and before the word "The" the following: "15" and inserting in lieu thereof the following: "16".

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. CHARLES C. SMITH offered the following amendment:

Amend page 1 of the title by striking out lines 1 to 7, inclusive, and inserting in lieu thereof the following: To provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the county assessing authority board of revision of taxes receiver of school taxes board of public education in such districts conferring and imposing powers and duties on and providing for compensation to certain county treasurers and providing penalties

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 713, entitled:

An Act creating a commission to make a thorough study of the tax laws of the Commonwealth and of other states and countries in order to ascertain ways and means of financing the Commonwealth and its political subdivisions upon a more scientific and equitable basis providing for its appointment authorizing the employment of necessary assistants prescribing the powers and duties of the commission providing for cooperation with and by the joint State Government Commission and making an appropriation

On the question,

Will the House agree to the bill on third reading?

Mr. SORG. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend page 1, line 1 of the title by striking out at the beginning of the line before the word "to" the following: "Creating a commission" and inserting in lieu thereof the following: "Authorizing the joint State Government Commission".

Amend page 1, line 5 of the title by striking out after the word "for" and before the word "appointment" the following: "its" and inserting in lieu thereof the following: "the".

Amend page 1, line 5 of the title by inserting after the word "appointment" and before the word "authorizing" the following: "of a Tax Study Committee".

Amend page 1, line 7, of the title by striking out at the end of the line after the word "the" the following: "commission providing for cooperation" and inserting in lieu thereof the following: "committee".

Amend page 1, line 8 of the title by striking out the entire line.

Amend page 1, line 9 of the title by striking out at the beginning of the line and before the word "and" the following: "commission."

Amend Section 1, page 2, line 13, by striking out after the word "A" and before the word "to" the following: "commission" and inserting in lieu thereof the following: "committee."

Amend Section 1, page 2, line 13, by striking out after the word "the" and before the word "Tax" the following: "State."

Amend Section 1, page 2, line 13, by striking out at the end of the line after the word "Tax" the following: "Commission" in inserting in lieu thereof the following: "Study Committee."

Amend Section 1, page 2, line 14, by striking out after the word "hereby" and before the word "consisting" the following: "created" and inserting in lieu thereof the following: "authorized under the Joint State Government Commission."

Amend Section 1, page 3, line 3, by striking out the entire line.

Amend Section 1, page 3, line 4, by striking out at the beginning of the line before the word "in" the following: "tion."

Amend Section 1, page 3, line 7, by striking out at the end of the line after the word "Commonwealth" the following: "in the discharge of its duties the."

Amend Section 1, page 3, by striking out lines 8 to 19 inclusive.

Amend Section 1, page 4, line 1, by striking out at the beginning of the line before the word "The" the following: "sion for its approval."

Amend Section 1, page 4, line 1, by striking out after the word "the" and before the word "shall" the following: "commission" and inserting in lieu thereof the following: "committee."

Amend Section 2, page 4, line 5, by striking out after the word "The" and before the word "is" the following: "commission" and inserting in lieu thereof the following: "committee."

Amend page 4 by striking out lines 8 to 20 inclusive.

Amend page 5, line 1, by striking out after the word "Section" and before the word "Vacancies" the following: "4" and inserting in lieu thereof the following: "3."

Amend page 5, line 1, by striking out at the end of the line after the word "membership" the following: "other than the."

Amend page 5, line 2, by striking out at the beginning of the line before the word "shall" the following: "Chairman of the Commission."

Amend page 5, line 3, by striking out at the end of the line after the word "vacated" the following: "In the case."

Amend page 5 by striking out lines 4 and 5 inclusive.

Amend page 5, line 6, by striking out after the word "Section" and before the word "The" the following: "5" and inserting in lieu thereof the following: "4."

Amend page 5, line 6, by inserting after the word "The" and before the word "commission" the following: "Tax Study Committee shall report its findings and recommendation to the Joint State Government Commission and the."

Amend page 5, line 11, by striking out after the word "Section" and before the word "The" the following: "6" and inserting in lieu thereof the following: "5."

Amend page 5, line 15, by striking out after the word "of" and before the word "members" the following: "its" and inserting in lieu thereof the following: "the."

Amend page 5, line 13, by inserting after the word "members" and before the word "and" the following: "of said Tax Study Committee."

Amend page 5, line 16, by inserting after the word "necessary" and before the word "for" the following: "to be paid on warrants of the Auditor General in favor of the chairman of the commission on presentation of his requisition for the same."

Amend page 5, line 16, by inserting at the end of the line after the word "commission" the following: "in connection with said tax study."

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

The SPEAKER. The Chair requests the gentleman from Adams, Mr. Worley, to preside.

Mr. WORLEY IN THE CHAIR

SENATE MESSAGE

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 570.

An Act to further amend sections one four five and six of the act approved the seventh day of May one thousand nine hundred twenty-three (P. L. 151) entitled "An act defining and regulating the business of dry cleaning and dyeing providing for the maintenance construction and inspection of dry cleaning and dyeing buildings and establishments providing for enforcing the act and pen-

alties for violation thereof" by repealing exemptions from certain provisions of said act and providing for regulation of Class I and Class II and synthetic dry cleaning and dyeing plants

SENATE BILL No. 822.

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in the city of Altoona Blair County Pennsylvania containing approximately twenty-three acres for use as a site for a Veterans' Administration Hospital and ceding jurisdiction to the United States.

THE SPEAKER (Franklin H. Lichtenwalter) IN THE CHAIR

The SPEAKER. The Chair thanks the gentleman from Adams, Mr. Worley, for presiding.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 869, entitled:

An Act to provide revenue for school districts of the first class by imposing a mercantile license tax on persons engaged in certain occupations and business therein and providing for its collection providing for the issuance of mercantile licenses upon the payment of fees therefor imposing powers and duties on Board of Public Education Receiver of School Taxes School Treasurer and School Controller in such districts and providing penalties

The first section was read.

On the question,

Will the House agree to the section?

Mr. FLEMING offered the following amendments:

Amend Section 1, page 2, line 3, by striking out at the beginning of the line before the word "the" the word: "where" and inserting in lieu thereof the word: "unless".

Amend Section 1, page 2, by inserting after line 17 a new paragraph to read as follows: "(4a) The above terms shall not include nonprofit corporations or associations organized for religious charitable or educational purposes".

Amend Section 1, page 3, by striking out lines 14 to 16 inclusive and inserting in lieu thereof the following: "any exhibition amusement performance or contest conducted by a nonprofit corporation or association organized for religious charitable or educational purposes".

Amend Section 1, page 3, by inserting after line 20 a new paragraph to read as follows: "(9) 'Collector' shall mean the Receiver of school taxes or in a school district of the first class in which there is no such Receiver of School Taxes the School Treasurer".

They were agreed to.

The section was agreed to as amended.

The second section was read and agreed to.

The third section was read.

On the question,

Will the House agree to the section?

Mr. FLEMING offered the following amendments:

Amend Section 3, page 4, line 17, by inserting after the word "license" and before the word "from" the following: "for his place of business or if more than one for each such place of business".

Amend Section 3, page 4, line 19, by inserting after the figure "\$2" and before the word "for" the following: "for a wholesale license or a retail license and four dollars (\$4) for a wholesale and retail license for his place of business or if more than one for each such place of business".

Amend Section 3, page 5, line 1, by striking out after the word "at" and before the word "place" the word: "the" and inserting in lieu thereof the following: "such".

Amend Section 3, page 5, line 1, by inserting after the word "business" and before the word "of" the following: "or each of such places of business".

They were agreed to.

The section was agreed to as amended.

The fourth to the eighteenth sections inclusive were separately read.

On the question,

Will the House agree to the section?

Mr. FLEMING offered the following amendments:

Amend page 5 by striking out lines 15 to 20 inclusive.

Amend page 6 by striking out lines 1 to 19 inclusive.

Amend page 7 by striking out lines 1 to 20 inclusive.

Amend page 8 by striking out lines 1 to 20 inclusive.

Amend page 9 by striking out lines 1 to 18 inclusive.

Amend page 10 by striking out lines 1 to 19 inclusive.

Amend page 11 by striking out lines 1 to 20 inclusive.

Amend page 12 by striking out lines 1 to 19 inclusive.

Amend page 13 by striking out lines 1 to 19 inclusive.

Amend page 14 by striking out lines 1 to 15 inclusive and inserting in lieu thereof the following: Section 5. Computation of Annual Gross Receipts.

(a) Every person subject to the payment of the tax hereby imposed who has commenced his business at least one (1) full year prior to the beginning of any tax year shall compute his annual gross receipts upon the actual gross receipts received by him during the preceding calendar year

(b) Every person subject to the payment of the tax hereby imposed who has commenced his business less than one (1) full year prior to the tax year one thousand nine hundred forty-eight for the tax year one thousand nine hundred forty-eight or who has commenced his business subsequent to the beginning of any tax year for such tax year and the succeeding tax year shall compute his annual gross receipts upon the actual gross receipts received by him during the first month of his engaging in such business multiplied by the number of months of the current tax year remaining or multiplied by twelve (12) for the first full tax year he engages in business as the case may be

(c) Every person subject to the payment of the tax hereby imposed who engages in a business temporary seasonal or itinerant by its nature shall compute his annual gross receipts upon the actual gross receipts received by him during such period

Section 6. Returns

(a) Every return shall be made upon a form furnished by the collector. Every person making a return shall certify the correctness thereof by affidavit.

(b) Every person subject to the tax imposed by this act who has commenced his business at least one (1) full year prior to the beginning of any tax year shall on or before the fifteenth day of March one thousand nine hundred forty-eight and annually thereafter file with the collector a return setting forth his name his business and business address and such other information as may be necessary in arriving at the actual gross receipts received by him during the preceding calendar year and the amount of the tax due.

(c) Every person subject to the tax imposed by this act who has commenced his business less than one (1) full year prior to the beginning of the tax year one thousand nine hundred forty-eight shall on or before the fifteenth day of March one thousand nine hundred forty-eight file with the collector a return setting forth his name his business business address and such other information as may be necessary in arriving at the actual gross receipts received by him during his first month of business and the amount of the tax due.

(d) Every person subject to the tax imposed by this act who commences business subsequent to the beginning

of any tax year shall within forty (40) days from the date of commencing such business and on or before the fifteenth day of March of the succeeding tax year file a return with the collector setting forth his name his business and business address and such information as may be necessary in arriving at the actual gross receipts received by him during his first month of business and the amount of the tax due.

(e) Every person subject to the payment of the tax imposed by this act who engages in a business temporary seasonal or itinerant by its nature shall within seven (7) days from the day he completes such business file a return with the collector setting forth his name his business and business address and such information as may be necessary in arriving at the actual gross receipts received by him during such period and the amount of the tax due.

Section 7. Payment. At the time of filing the return the person making the same shall pay the amount of tax shown as due thereon to the collector.

Section 8. Powers and Duties of Collection

(a) It shall be the duty of the collector to collect and receive the taxes fines and penalties imposed by this act for payment over to the School Treasurer where such School Treasurer is not the collector as in the case of other school taxes collected. It shall also be his duty to keep a record showing the amount received by him from each person paying the tax and the date of such receipt.

(b) The collector is hereby charged with the enforcement of the provisions of this act and is hereby empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this act including provision for the re-examination and correction of returns and payments alleged or found to be incorrect or as to which an overpayment is claimed or found to have occurred. Any person aggrieved by any decision of the collector shall have the right of appeal to the court of common pleas as in other cases provided.

(c) The collector is hereby authorized to examine the books papers and records of any taxpayer or supposed taxpayer in order to verify the accuracy of any return made or if no return was made to ascertain the tax imposed. Every such taxpayer or supposed taxpayer is hereby directed and required to give to the collector the means facilities and opportunity for such examinations and investigations as are hereby authorized. The collector is hereby authorized to examine any person connected with any business concerning any gross receipts which was or should have been returned for taxation and to this end may compel the production of books papers and records and the attendance of all persons before him whether as parties or witnesses whom he believes to have knowledge of such gross receipts.

Section 9. Suit on Collection Penalty

(a) It shall be the duty of the collector to sue for the recovery of all taxes due him not paid when due. Such audits shall be begun within sixty (60) days after such taxes become due.

(b) If for any reason the tax is not paid when due in each year interest at the rate of six per centum (6%) per annum on the amount of said tax and an additional penalty of one per centum (1%) of the amount of the unpaid tax for each month or fraction thereof during which the tax remains unpaid shall be added and collected by the collector. Where suit is brought for the recovery of any such tax the person shall be liable for and it shall be the duty of the collector to collect in addition to the tax assessed against such person the costs of such collection and the interest and penalties herein imposed.

Section 10. Penalties

(a) Whoever wilfully makes any false or untrue statement on his return shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than two thousand dollars (\$2000) or to undergo imprisonment for not more than one (1) year or both.

(b) Whoever wilfully fails or refuses to appear before the collector in person with his books records or accounts for examination when required under the provisions of this act to do so or who wilfully refuses to permit inspection of the books records or accounts of any business in his custody or control when the right to make such inspection by the collector is requested shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both.

(c) Whoever wilfully fails or refuses to file a return required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both.

(d) Whoever being required under the provisions of this act to procure a mercantile license and fails to do so shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both.

(e) Whoever being required under the provisions of this act to keep his license posted on the premises of his business and fails to do so shall upon summary conviction thereof pay a fine of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100) and costs of prosecution or in default of payment thereof shall undergo imprisonment for not more than thirty (30) days.

Section 11. Employees Compensation Upon the recommendation of the collector the board of public education shall appoint and fix the salaries of such assistants and employees as may be necessary to aid such collector in the proper administration of this act.

Section 12. Saving Clause

(a) Nothing contained in this act shall be construed to empower any school district of the first class to levy and collect the taxes hereby imposed on any person or on any business or any portion of any business not within the taxing power of this Commonwealth under the Constitution of the United States.

(b) If the tax or any portion of the tax imposed upon any person or business or upon any portion of a business under the provisions of this act shall be held by any court of competent jurisdiction to be in violation of the Constitution of the United States or of the Commonwealth of Pennsylvania the decision of the court shall not affect or impair the right to impose such taxes or the validity of taxes so imposed upon other persons or businesses or portions thereof as herein provided. It is the intent of the General Assembly that the taxes so held to be unconstitutional were not to be imposed but that the remainder of said taxes imposed hereunder were to be imposed and collected.

Section 13. Repeal All acts or parts of acts inconsistent herewith are hereby repealed.

Section 14. Effective Date The provisions of this act shall become effective immediately upon final enactment and shall remain in effect until and including the thirty-first day of December one thousand nine hundred forty-nine.

They were agreed to.

The section was agreed to as amended.

Will the House agree to the title?

Mr. FLEMING offered the following amendments:

Amend page 1, line 3 of the title by striking out after the word "and" and before the word "therein" the word: "business" and inserting in lieu thereof the word: "businesses."

Amend page 1, line 5 of the title by inserting after the word "therefor" and before the word "imposing" the following: "conferring and".

Amend page 1, line 6 of the title by inserting after the word "Taxes" and before the word "School" the word: "and".

Amend page 1, line 7 of the title by striking out after the portion of word "urer" and before the word "in" the following: "and School Controller".

They were agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

HONORABLE GEORGE BLOOM WELCOMED

The SPEAKER. The Chair is very pleased to have as a guest in the Hall of the House, just arrived, a friend of all the Members who served in this Legislature during the session of 1943-1945, and one whom the Chair would recommend the new Members to become acquainted with, the Honorable George Bloom.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 826

Mr. BOWER. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 826.

The SPEAKER. The report will lie over for printing.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, June 13, 1947.

Resolved, (if the Senate concurs), That House Bill No. 466, Printer's No. 628, entitled "An act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics," which was recalled from the Governor for the purpose of amendment, be returned to the Governor without amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 570

An Act to further amend sections one four five and six of the act approved the seventh day of May one thousand nine hundred twenty-three (P. L. 151) entitled "An act defining and regulating the business of dry cleaning and dyeing providing for the maintenance construction and inspection of dry cleaning and dyeing buildings and establishments providing for enforcing the act and penalties for violation thereof" by repealing exemptions from certain provisions of said act and providing for regulation of Class I and Class II and synthetic dry cleaning and dyeing plants

SENATE BILL No. 822

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in the city of Altoona Blair County Pennsylvania containing approximately twenty-three acres for use as a site for a Veterans' Administration Hospital and ceding jurisdiction to the United States

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 814.

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotel and prescribing the accommodations required of hotels in certain municipalities" by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations

Referred to Committee on Liquor Control.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WAGNER asked and obtained permission for the Committee on Liquor Control to meet during the session of the House.

REPORT FROM COMMITTEE

Mr. ROYER from the Committee on Liquor Control, reported as committed, Senate Bill No. 814, entitled:

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations.

BILL ON FIRST READING

The following bill was read the first time pursuant to a resolution adopted May 27, 1947.

Agreeably to order,

The House proceeded to the first reading and consideration of Senate Bill No. 814, entitled:

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

SENATE MESSAGES

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 73

An Act to further amend section two hundred twenty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by further regulating the vacation leave and sick leave to which State employes are entitled with pay

HOUSE BILL No. 245

An Act creating for a limited time public bodies corporate and politic to be known as Veterans' Housing Authority to make available for veterans of World War II temporary emergency housing accommodations; empowering them to acquire by purchase, gift, or eminent domain certain dwellings and other structures; providing for their organization and the exercise of their powers and duties including the borrowing of money, issuing bonds and other obligations, the leasing and selling of property acquired and conferring certain powers and duties on the governing bodies of cities and counties and the State Board of Housing.

HOUSE BILL No. 246

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the commission's share of the cost of paving a certain street on which abuts certain historical sites owned by the Commonwealth

With the information that the Senate has passed the same without amendment.

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 417

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are may be inconsistent therewith" by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational schools districts county superintendents assistant county superintendents county supervisors of special education supervisors of agriculture supervisors of agriculture supervisors of home

making and district superintendents and providing for reimbursement by the Commonwealth and repealing certain provisions of said act

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend Title, page 2, line 5 by inserting after the word "superintendents" the following words "supervisors of special education supervisors of agriculture supervisors of home making".

Amend Section 2, page 3, line 3 by inserting after the figure "2" the following "article XII"; page 4, line 2 by striking out after the word "employes" the following words "and temporary professional employes"; page 4 by striking out the following lines:

(4) "Promotional Increments" shall mean increases in annual salary granted to a limited number of professional employes above and beyond the minimum annual salary and all service increments on the basis of merit A professional employe who has received the full number of service increments or is receiving a salary equal to or in excess of the minimum salary plus all service increments shall be eligible for promotional increments during the school year 1948-1949 and subsequent school years when recommended by the county or district superintendent of proper jurisdiction and approved by the employing board of school directors or board of public education in accordance with minimum standards prescribed by the superintendent of public instruction These minimum standards shall include recognition of (I) professional advancement (II) contributions to pupil development (III) cooperation in the advancement of school objectives

Page 5, line 5 by striking out after the word "increment" the words and figure "one hundred seventy-five dollars (\$175)" and inserting in lieu thereof the words and figure "two hundred dollars (\$200)"; line 7 by striking out all of said line after the figure and brackets "(5)" and line 8 including the figure and brackets "(3)"; line 12 by striking out all of said line after the figures and brackets "(8)" and line 13 including the figure and brackets "(4)"; line 17 by striking out all of said line after the figure and brackets "(8)" and lines 18 and 19 including the figure and brackets "(4)"; page 6, line 4 by striking out all of said line after the figure and brackets "(8)" and lines 5 and 6 including the figure and brackets "(4)"; line 10 by striking out after the figure and brackets "(8)" the words "minimum annual promotional increment" and all of lines 11 and 12; line 13 by striking out after figure and brackets "(6)" the word "Elementary"; line 14 by inserting after the word "administration" the words "and having less than twenty (20) teachers under their supervision"; line 17 by striking out after the word "thousand" the words, figure and brackets as follows: "four hundred dollars (\$3400)"; line 19 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "seven (7)"; Page 7, line 1 by striking out after the word "Such" the word "elementary"; line 2 by striking out after the word "thousand" the words, figure and brackets "six hundred dollars (\$3600)" and inserting in lieu thereof the words, figure and brackets "two hundred dollars (\$3200)"; line 5 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "seven (7)"; line 6 by striking out all of said line; line 7 by striking out the following words at the beginning of the line "time to supervision and administration" and inserting in lieu thereof the following: "(8) such principals having twenty (20) or more teachers under their supervision but less than forty (40) and"; line 10 by striking out after the word "salary" the words, figure and brackets "four thousand two hundred dollars (\$4200)" and inserting in lieu thereof the following words, figure and brackets "three thousand four hundred

dollars (\$3400)"; line 13 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "seven (7)"; line 15 by striking out after the word "Such" the word "secondary"; line 16 by striking out after the word "salary" the following words, figure and brackets "four thousand four hundred dollars (\$4400)" and inserting in lieu thereof the following words, figure and brackets "three thousand six hundred dollars (\$3600)"; line 19 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "seven (7)"; Page 8 by inserting the following:

(10) Such principals having forty or more teachers under their supervision but less than sixty and who hold a standard or college certificate minimum annual salary three thousand eight hundred dollars (\$3800) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(11) Such principals who hold a master's degree or its equivalent minimum annual salary four thousand dollars (\$4000) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(12) Such principals having sixty or more teachers under their supervision and who hold a standard or college certificate minimum annual salary four thousand two hundred dollars (\$4200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(13) Such principals who hold a master's degree or its equivalent minimum annual salary four thousand four hundred dollars (\$4400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

Page 9, line 14 by striking out after the figure and brackets "(5)" the following: "minimum annual promotional increment one hundred fifty dollars (\$150) minimum number of promotional increments three (3)."

Line 20 by striking out after the figure and brackets "(8)" the following: "minimum annual promotional increment one hundred fifty dollars (\$150) minimum number of promotional increments four (4)."

Page 10, line 5 by striking out after the word, figure and brackets "(8)" the following: "minimum annual promotional increment one hundred fifty dollars (\$150) minimum number of promotional increments four (4)."

Line 9 by striking out after the word "supervision" the word "or" and inserting in lieu thereof the word "of."

Line 12 by striking out after the word, figure and brackets "(8)" the following: "minimum annual promotional increment one hundred fifty dollars (\$150) minimum number of promotional increments four (4)."

Line 18 by striking out after the word, figure and brackets "(8)" the following: "minimum annual promotional increment one hundred fifty dollars (\$150) minimum number of promotional increments four (4)."

Page 11, line 3 by inserting after the word "standard" the word "or"; line 6 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "seven (7)"; line 10 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "seven (7)"; line 15 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "seven (7)"; line 19 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "seven (7)."

Page 12, line 5 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "seven (7)"; line 9 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "seven (7)"; line 14 by striking out after the word "in-

crements" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "seven (7)"; line 18 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "seven (7)";

Page 13, line 2 by striking out after the word "hundred" the words, figure and brackets "fifty dollars (\$150)" and inserting in lieu thereof the words, figure and brackets "seventy-five dollars (\$175)"; line 4 by striking out after the part word "crements" the words, figures and brackets "eight (8) five (5)" and inserting in lieu thereof the word, figure and brackets "six (6)"; line 7 by striking out after the word "hundred" the words, figure and brackets "fifty dollars (\$150)" and inserting in lieu thereof the words, figure and brackets "seventy-five dollars (\$175)"; line 9 by striking out after the part word "crements" the words, figures and brackets "eight (8) five (5)" and inserting in lieu thereof the word, figure and brackets "six (6)"; line 13 by striking out after the word "hundred" the word "fifty"; line 14 by inserting at the beginning of the line the word "seventy-five" and by striking out after the word "dollars" the figure and brackets "(\$150)" and inserting in lieu thereof the figure and brackets "(\$175)"; line 15 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "five (5)"; line 18 by striking out after the word "hundred" the word "fifty"; line 19 by striking out at the beginning of the line the word, figure and brackets "dollars (\$150)" and inserting in lieu thereof the words, figure and brackets "seventy-five dollars (\$175)"; line 20 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "five (5)."

Page 14, line 4 by striking out after the word "hundred" the words, figure and brackets "fifty dollars (\$150)" and inserting in lieu thereof the words, figure and brackets "seventy-five dollars (\$175)"; line 6 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "five (5)"; line 9 by striking out after the word "hundred" the words, figure and brackets "fifty dollars (\$150)" and inserting in lieu thereof the words, figure and brackets "seventy-five dollars (\$175)"; line 11 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "five (5)"; line 15 by striking out after the word "hundred" the words, figure and brackets "fifty dollars (\$150)" and inserting in lieu thereof the words, figure and brackets "seventy-five dollars (\$175)"; line 16 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "five (5)."

Page 15, line 1 by striking out after the word "hundred" the words, figure and brackets "fifty dollars (\$150)" and inserting in lieu thereof the words, figure and brackets "seventy-five dollars (\$175)"; line 3 by striking out after the word "increments" the word, figure and brackets "eight (8)" and inserting in lieu thereof the word, figure and brackets "five (5)"; line 16 by striking out at the beginning of the line the word "certification" and inserting in lieu thereof the words "or college certificates."

Page 16, line 17 by inserting after the word "shall" the word "be";

Page 17, line 17 by inserting after the part word "crease" the word "shall"; Page 19, line 14 by striking out after the figures "(30,000)" the words "five thousand dollars (\$5000)" and inserting in lieu thereof the words "four thousand five hundred dollars (\$4500)"; line 17 by striking out after the word "more" the word "than"; line 19 by striking out after the figures "(45,000)" the words "five thousand dollars (\$5000)" and inserting in lieu thereof the words "four thousand five hundred dollars (\$4500)."

Page 20, line 3 by striking out after the word "thousand" the words "five hundred dollars (\$5500)" and in-

serting in lieu thereof the word, figure and brackets "dollars (\$5000)"; line 6 by striking out after the word "more" the words, figure and brackets "six thousand dollars (\$6000)" and inserting in lieu thereof the words, figures and brackets "five thousand five hundred dollars (\$5500)"; line 9 by striking out at the beginning of the line the words, figures and brackets "five hundred dollars (\$4500) Dollars (\$4000)" and inserting in lieu thereof the words, figures and brackets "five hundred dollars (\$4500)"; line 12 by striking out after the word "thousand" the words, figures and brackets "five hundred dollars (\$4500) Dollars (\$4000)" and inserting in lieu thereof the words, figures and brackets "five hundred dollars (\$4500)"; line 15 by striking out at the beginning of the line the words, figures and brackets "five hundred dollars (\$4500) Dollars (\$4000)" and inserting in lieu thereof the words, figures and brackets "five hundred dollars (\$4500)."

Amend Section 3, Page 23, line 7 by inserting a heavy bracket before the word "shall" and by striking out the bracket before the word "six."

Page 25, line 9 by inserting after the word "per" the word "district"; line 14 by inserting after the word "per" the word "district"; line 18 by inserting after the word "per" the word "district."

Page 28, line 8 by inserting at the beginning of the line the word "district."

Amend Section 4, page 30, by inserting after line 12 the following: "The amount of payment to be made by the Commonwealth to any school district during the school year 1947-1948 for the school year 1946-1947 on account of the instruction of pupils under the provisions of this section shall not be less than the amount paid to the district during the school year 1945-1946 on account of the salaries of full time members of the teaching and supervisory staff of the district."

Amend the bill, page 33 by striking out after line 8 the following:

Section 5 Article XII of said act is hereby amended by adding after section one thousand two hundred forty-two thereof a new section to read as follows

Section 1242.1 Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1947-1948 and for every school year thereafter on account of minimum promotional increments provided for by this act an amount to be determined by multiplying the number of minimum promotional increments entitled to reimbursement paid by the district during the year by the district's standard reimbursement fraction. The Commonwealth shall not make any payments on account of minimum promotional increments paid to more than twenty-five per centum (25%) of the certificated professional employees eligible for promotional increments under the jurisdiction of a county superintendent or a district superintendent as the case may be. The county superintendent shall allocate the payments by the Commonwealth on account of minimum promotional increments among the districts under his jurisdiction on the basis of the number of district teaching units of each district as compared with the total number of district teaching units of all the districts under his jurisdiction. Payments on account of minimum promotional increments shall be made during the school year following the school year during which the promotional increments were paid by the district.

Amend Page 34, line 12 by striking out after the word "Section" the figure "6" and inserting in lieu thereof the figure "5"; line 18 by striking out the bracket before and after the word "high."

Amend the bill, page 35 by striking out after line 15 the following:

Section 7 Section one thousand two hundred forty-five of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (Pamphlet Laws 1112) is hereby amended to read as follows

Section 1245 Every school district and every vocational

school district regardless of classification shall be paid by the Commonwealth for the school [term] year 1945-1946 and for every school [term] year thereafter the difference between the tuition charge per high school pupil and the tuition charge per vocational school pupil in accordance with the provisions of section one thousand two hundred sixty of the School Code but in no event less than the sum of thirty-five dollars (\$35) in vocational agriculture and vocational industrial education twenty dollars (\$20) in vocational home economics education and fifty dollars (\$50) in vocational distributive education per pupil in average daily membership in vocational curriculums approved by the Superintendent of Public Instruction

Section 8 Section one thousand two hundred forty-seven of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (Pamphlet Laws 1112) is hereby amended to read as follows

Section 1247 Every School district and every vocational school district regardless of classification shall be paid by the Commonwealth for the school [term 1945-1946] year 1946-1947 and for every school [term] year thereafter on account of approved vocational extension classes [at the rate of two dollars (\$2) per hour of instruction approved by the Superintendent of Public Instruction] the full amount expended for teachers salaries provided that for purposes of reimbursement no teacher's salary shall exceed five dollars (\$5) per hour in addition reimbursement shall be paid for the amount expended for administration supervision and maintenance of adult education classes provided that such expenditures shall not exceed twenty per centum (20%) of the total amount of salaries paid to teachers no reimbursement hereinbefore set forth shall be paid to any school district or vocational school district unless the program shall have the prior approval of the Superintendent of Public Instruction

Amend Page 37, line 13 by striking out after the word "Section" the figure "9" and inserting in lieu thereof the figure "6." Page 39, line 11 by striking out after the word "teacher" the following: "who does not hold a standard certificate for any grade or subject which he teaches but only an emergency or temporary certificate or for a period of two successive years employs in the same position teachers who do not hold standard certificates for any grades or subjects which they teach but only emergency or temporary certificates." and inserting in lieu thereof the following: "who holds only an emergency certificate for any grade or subject which he teaches or for a period of two successive years employs in the same position teachers who hold only an emergency certificate for any grades or subjects which they teach."

Page 40, line 10 by striking out after the word "Section" the figure "10" and inserting in lieu thereof the figure "7."

Amend Page 43 by striking out the following lines:

(4) Vocational Tuition Charge Add the salaries of directors of Vocational Education supervisors coordinators principals clerks assistants teachers employed in the receiving school district's department or class in Vocational Industrial Vocational Agricultural Vocational Home Economics or Vocational Distributive Education the district's contribution to retirement on behalf of such employees the cost of textbooks and supplies used in the specific program one-tenth of the actual purchase and installation cost of equipment until fully amortized and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's specific program of Vocational Education The quotient so obtained shall be designated as the "instruction cost per Vocational Pupil" Add to the instruction cost per Vocational Pupil the "overhead cost per pupil" and a rental charge of eight dollars (\$8) per pupil for the use of the receiving district's school plant Deduct from the amount so obtained the per pupil State appropriation on account

of high school teaching units The cost so determined shall be the "tuition charge per Vocational School Pupil"

Page 43, line 18 by striking out after the word "Section" the figure "11" and inserting in lieu thereof the figure "8."

Amend Page 44, line 5 by striking out after the word "Section" the figure "12" and inserting in lieu thereof the figure "9."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. STUART. Mr. Speaker, I move that the House nonconcur in the amendments made by the Senate, and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 417

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. SOLLENBERGER, HELM and BENTZEL.

Ordered, That the Clerk inform the Senate accordingly.

ADJOURNMENT

Mr. LOVETT. Mr. Speaker, I move that this House do now adjourn until Saturday, June 14, 1947, at 10:00 a. m. Eastern Standard Time.

The motion was agreed to, and (at 11:59 p. m. EST) the House adjourned.

Legislative Journal.

Session 1947.

137th of the General Assembly.

Vol. 30.

HARRISBURG, PA., SATURDAY, JUNE 14, 1947.

No. 76.

SENATE

SATURDAY, June 14, 1947

The Senate met at 12:00 o'clock, M., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

In the absence of the Chaplain prayer was offered by the gentleman from Butler, Senator CARR.

Our Father who are in Heaven, as we approach unto the time when the labors of this session shall close, we feel the need of Thy blessing upon us. We would ask, Oh God, Thy forgiveness for those things we have done amiss and Thy blessing upon those things which we have done in accordance with Thy will. Thou are He who rules and overrules in the affairs of men. We would ask that all things might be subject unto Thy will, that in the lives that we live and the words that we speak we may glorify Thy name. Bless our state, our Father, and help us to continue to be great not only in the sight of men but in Thy sight as well. We ask it in Thy name. Amen?

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. TALLMAN and Mr. BLASS, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. KEPHART. Mr. President, I move that the Senate now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 14, 1947.

Mr. SNOWDEN. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 14, 1947.
To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation.

LAWRENCE COUNTY

Miss Mary E. Iseman, Ellwood City.

MONTGOMERY COUNTY

Andrew F. E. Furey, Abington Twp., 121 Tyson Ave., Glenside.

PHILADELPHIA COUNTY

Lester D. Iseminger, Phila., Keystone Post 2820, Veterans of Foreign Wars of U. S., 2111 W. Tioga St. (40)
Harry C. Maxwell, Phila., 1429 Parrish St.
Mrs. Florence P. Snyder, Phila., c/o A. Mazia and Son, 140 S. 8th St.

WESTMORELAND COUNTY

Charles H. Madill, Jeannette.

YORK COUNTY

Arno L. Becker, Hanover.

JAMES H. DUFF

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. KEPHART and Mr. SNOWDEN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Frazier,	Lord,	Farr,
Becker,	Geltz,	Mahany,	Taylor.
Berger,	Haluska.	Mallery,	Tyler.
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn.	Rahausen,	Wagner.
Chapman	Holland.	Rosenfeld.	Walker.
Crider	Homsher.	Ruth	Watson.
Crowe	Jaspan.	Scarlett,	Wilson.
Dent,	Kephart.	Snowden.	Wolfe,
DiSilvestro.	Klein,	Stevenson	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman	Woodring.
Farrell,	Letzler.		

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

COMMUNICATIONS FROM THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 336, PRINTER'S No. 96

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 12, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 336, Printer's No. 96, entitled "An Act to amend the title to further amend section two and to amend section seven of the act approved the fourth day of June one thousand nine hundred forty-three (P. L. 886) entitled 'An act creating a Municipal Employes' Retirement System for the payment of retirement allowances to officers and employes of political subdivisions and institutions supported and maintained by them and providing for the administration of the same by a board composed of certain state officers and others appointed by the Governor imposing certain duties on the State Employes' Retirement Board and the actuary thereof providing the procedure whereby political subdivisions may join such system and imposing certain liabilities and obligations on such political subdivisions in connection therewith and as to certain existing retirement and pension systems and upon officers and employes of such political subdivisions and institutions supported and maintained by them providing certain exemptions from taxation execution attachment levy and sale and making an appropriation' including employes of municipal authorities within the provisions of the act and prescribing the procedure by which municipal authorities may join the retirement system."

JAMES H. DUFF

APPROVED AND SIGNED SENATE BILL No. 343, PRINTER'S No. 84

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 14, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 343, Printer's No. 84, entitled "An Act to amend sections five hundred twenty-four and two thousand eight hundred one A of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative department boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined'

further regulating examination and disposition of records imposing duties on and granting powers to the Pennsylvania Historical and Museum Commission and its executive director in regard to the study and perservation of public records and other archival materials and authorizing the commission to procure the advice of experts and to pay for such services."

JAMES H. DUFF

APPROVED AND SIGNED SENATE BILL No. 727 PRINTER'S No. 333

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 14, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 727, Printer's No. 333, entitled "An Act to amend section two of the act approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 837) entitled 'An act providing for and requiring in certain cases preference in appointments to public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged and in certain cases for the widows and wives of such persons' precluding the requiring or furnishing of any soldier's service rank or serial number in connection with taking a civil sevice examination."

JAMES H. DUFF

APPROVED AND SIGNED SENATE CONCURRENT RESOLUTION RECALLING SENATE BILL No. 569, PRINTER'S No. 343

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 14, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Concurrent Resolution recalling from the Governor Senate Bill No. 569, Printer's No. 343.

Accordingly, the original bill is herewith returned.

JAMES H. DUFF

The PRESIDENT. The Bill will be laid on the table.

He also presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

SENATE BILL No. 408, PRINTER'S No. 144 RETURNED WITHOUT APPROVAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 14, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I return herewith, without my approval, Senate Bill No. 408, Printer's No. 144, entitled "An Act authorizing the Pennsylvania Historical and Museum Commission to accept on behalf of the Commonwealth certain real estate comprising the Crispin Cemetery in Philadelphia and providing for its restoration and maintenance as an historic shrine."

This bill would authorize the Pennsylvania Historical and Museum Commission to accept on behalf of the Commonwealth, Crispin Cemetery in the City of Philadelphia, wherein are buried the remains of Thomas Holme and Captain William Crispin who were direct descendents of the grandfather of William Penn.

William Crispin was the first Chief Justice of the

Colony of Pennsylvania and Thomas Holme its first Surveyor General.

The bill carries a biennial appropriation of \$5,000 for restoration and maintenance.

That Crispin Cemetery is an historic shrine, since it contains the remains of the first Chief Justice and the first Surveyor General of William Penn's Colony, is clear beyond question, but within the boundaries of this Commonwealth are to be found a plethora of resting places of the eminent of past centuries whose contributions to Pennsylvania and America merit the same consideration this bill would accord these men. Unless then, we are prepared to enter into a program to take over wholesale, at corresponding expense, the many cemeteries within our confines which may be thus designated as historic shrines we should not select one at random because some person has had sufficient interest in it to bring the matter to the attention of the Legislature.

The appropriation contained in this bill is not large considering the budget as a whole and title to the cemetery would come to the Commonwealth as a gift, but such factors in the absence of a commensurate purpose do not justify the expenditure of taxpayers' money.

For these reasons, the bill is not approved.

JAMES H. DUFF

SENATE BILL No. 408, PRINTER'S No. 144 LAID ON THE TABLE

Mr. TALLMAN. Mr. President, I move that Senate Bill No. 408, Printer's No. 144, returned from the Governor without approval, be laid on the table.

Mr. SCARLETT. Mr. President, I second the motion. The motion was agreed to.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 193

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 193, entitled:

An Act relating to judgments; providing for the lien thereof, and the duration and revival of such liens; prescribing the circumstances under which executions to enforce payment of judgments may be levied on real property; and imposing duties on prothonotaries, sheriffs, and other court and county officers.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 696

He also returned to the Senate, Senate Bill No. 696, entitled:

An Act to further amend section eight hundred twenty-eight of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that

records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," temporarily extending the suspension of the provisions thereof.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 758

He also returned to the Senate, Senate Bill No. 758 entitled:

An Act to further amend section four hundred fifty-two of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative offices and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined" as amended, by further changing the provision relating to the maximum compensation of the State Civil Service Commission.

with the information that the House has passed the same without amendments.

SENATE BILL No. 169 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 169, entitled:

An Act authorizing the arbitration of death taxes when there are conflicting claims as to the domicile of the decedent and making uniform the law relating thereto.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 170 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 170, entitled:

An Act authorizing the compromise of death taxes when there are conflicting claims as to the domicile of the decedent and making uniform the law relating thereto.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 600 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 600, entitled:

An Act to amend section three hundred six point one of the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by further regulating the payment in second injury cases.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 609 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 609, entitled:

An Act to further amend the act approved the ninth day of June one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" by further providing for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 720 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 720, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties;" by changing the effective date thereof.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 725 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 725, entitled:

An Act to reenact amend and revise section forty-one clause (a) paragraph one of the act approved the seventh day of June one thousand nine hundred seventeen (P. L.

447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisal of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estate of decedents" by further modifying the terms qualifications and other conditions under which the investment of trust funds may be made by fiduciaries and by further providing for additional investments for trust funds by fiduciaries.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 417, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 417, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts, county superintendents, assistant county superintendents and district superintendents; and providing for reimbursement by the Commonwealth; and repealing certain provisions of said act.

and has appointed Messrs. SOLLENBERGER, HELM, and BENTZEL, as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the difference existing between the two houses in relation to said bill.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 92, entitled:

An Act to amend section one of the act, approved the fifth day of April, one thousand nine hundred twenty-nine (P. L. 170), entitled "An act to regulate and establish the fees to be charged by justices of the peace and aldermen in this Commonwealth and imposing liability for costs upon the county in certain cases," increasing the fees and costs in certain cases.

House Bill No. 93, entitled:

An Act to amend section one of the act, approved the twentieth day of July, one thousand nine hundred seventeen (P. L. 1158), entitled "An act to fix, regulate, and establish the fees to be charged and received by constables in this Commonwealth," increasing the fees in certain cases.

House Bill No. 113, entitled:

An Act to add section eight point one and to amend section thirteen of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by further providing for the assessment and valuation of buildings under construction and land which has been laid out in building lots.

House Bill No. 168, entitled:

An Act providing for the issuance and sale of bonds by the Commonwealth of Pennsylvania for the construction of public buildings creating a special fund in the State Treasury to be known as the Public Buildings Construction Fund defining the powers and duties of the Governor the Auditor General the State Treasurer and the Board of Finance and Revenue in relation thereto providing for the payment of interest on and the redemption of such bonds and making an appropriation.

House Bill No. 234, entitled:

An Act to amend section seven of the act approved the twenty-fourth day of July, one thousand nine hundred forty-one (P. L. 490), entitled "Uniform Acknowledgment Act," regulating acknowledgments of written instruments made by corporations.

House Bill No. 236, entitled:

An Act to amend subsections one and two of section nine of the act approved the twenty-fourth day of July, one thousand nine hundred forty-one (P. L. 490), entitled "Uniform Acknowledgment Act," defining how certificates of certain acknowledgments taken without the State shall be authenticated.

House Bill No. 247, entitled:

An Act making an appropriation to the C. Dudley Saul Clinic of the Saint Luke's and Children's Medical Centre, Philadelphia, Pennsylvania, for the purpose of expanding its facilities for the care and treatment of alcoholics.

House Bill No. 275, entitled:

An Act to amend section twenty-seven and subsection (a) of section twenty-eight of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "The Permanent Registration Act in Cities of the Second Class A," increasing the period of time in which removal notices and registration transfers must be made.

House Bill No. 316, entitled:

An Act to amend section four of article XVI of the act, approved the twenty-fifth day of June, one thousand nine hundred nineteen (P. L. 581), entitled "First Class City Charter Law," by increasing the salaries of councilmen.

House Bill No. 330, entitled:

An Act to amend sections eight, nine and fourteen of the act approved the fifth day of May, one thousand nine hundred twenty-one (P. L. 389), entitled "An act to regulate and control the manufacture, sale, offering for sale, giving away, and use of weights and measures and of weighing and measuring devices in the Commonwealth of Pennsylvania; providing for the approval and disapproval of such weights, measures, and devices by the Bureau of Standards; and prescribing penalties," providing for marking; and changing penalties.

House Bill No. 331, entitled:

An Act to further amend clause (c) of section two of the act approved the twenty-third day of May, one thousand nine hundred nineteen (P. L. 278), entitled "An act supplementary to an act approved the eleventh day of May, one thousand nine hundred eleven, entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof"; providing for the examination of the glassware used for testing milk and cream for butterfat with the Babcock test; prohibiting the use of inaccurate testing glassware; defining the term Standard Babcock Glassware; and fixing penalties for the violations of the provisions of this act," regulating contents of Standard Babcock Pipette.

House Bill No. 392, entitled:

An Act to further amend section three of the act, approved the eleventh day of May, one thousand nine hundred eleven (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," changing penalties.

House Bill No. 427, entitled:

An Act to further amend sections six and seven of the act, approved the twenty-fourth day of July, one thousand nine hundred thirteen (P. L. 965), entitled "Commodities Weight and Measure Law," changing the weight of a bushel of hair (plastering); and exempting from necessity of net quantity being marked thereon, any package containing less than one ounce of liquid or dry commodities, and selling for five cents or less.

House Bill No. 497, entitled:

An Act to ascertain and appoint the fees to be received by clerks of the courts of oyer and terminer and quarter sessions of the Commonwealth in counties of the third, fourth, fifth, sixth, seventh and eighth classes.

House Bill No. 499, entitled:

An Act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties of the third, fourth, fifth, sixth, seventh and eighth classes to provide the time of paying the same, and to repeal all acts inconsistent herewith.

House Bill No. 535, entitled:

An Act to amend section one thousand nine of Article Ten of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "Banking Code," as amended, to permit certain Banks and Trust Companies to acquire and hold additional shares of stock of certain Title Insurance Companies.

House Bill No. 576, entitled:

An Act fixing the fees of the recorder of deeds in counties of the sixth, seventh and eighth class.

House Bill No. 651, entitled:

An Act to further amend section four thousand three hundred four of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by providing that the right to participate in the police pension fund, after having been established shall not be forfeited.

House Bill No. 654, entitled:

An Act to permit employes of cities (except of the first and second classes), boroughs, towns, and townships to accumulate annual vacation and sick leave in certain cases.

House Bill No. 674, entitled:

An Act to further amend section eleven of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298) entitled "Fourth Class County Retirement Law," including certain per diem employment rendered prior to establishment of retirement system in determining length of service for retirement benefits.

House Bill No. 676, entitled:

An Act to further amend the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "Fourth Class County Retirement Law," permitting contributors who entered military service to reinstatement as members upon payment of certain amounts into the retirement fund, and providing that in such cases members shall be given credit as to benefits for time in military service.

House Bill No. 708, entitled:

An Act to further amend clause III of section seven hundred two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law," further providing for annual assessment of cost and expense for the acquisition of a water system and for the maintenance of fire hydrants and the purchase of hose.

House Bill No. 714, entitled:

An Act to repeal the act approved the nineteenth day of June one thousand nine hundred thirty-nine (P. L. 430) entitled "An act providing a method of annexation of parts of townships of the first class in counties of the second class not in excess of twenty per centum of the assessed value of any such township in counties of the second class to contiguous cities of the second class boroughs or other contiguous townships of the first class and regulating the proceedings pertaining thereto"

House Bill No. 720, entitled:

An Act defining and providing for the licensing and regulation of private business schools and classes and agents thereof; conferring powers and imposing duties upon the State Board of Private Business Schools; and prescribing penalties.

House Bill No. 751, entitled:

An Act to further amend sections six hundred eighteen and six hundred twenty-one of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," requiring periodic revisions of standards of the State Council of Education with reference to school buildings; providing for advisory committees in connection therewith; and making the type of heating and ventilating systems optional with boards of school directors.

House Bill No. 813, entitled:

An Act to further amend subsections A and B of section seven hundred seven of the act, approved the fifth day of May, one thousand nine hundred and thirty-three (P. L. 457), entitled "Building and Loan Code," eliminating requirement that certificates of clearance be filed with articles of amendment.

House Bill No. 814, entitled:

An Act to further amend subsections A and B of section eight hundred seven of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "Banking Code," eliminating requirement that certificates of clearance be filed with articles of amendment.

House Bill No. 827, entitled:

An Act defining and providing for the licensing of private correspondence schools and the registration of agents of such schools; providing for contractual liability; conferring powers and imposing duties on the State Council of Education; and prescribing penalties.

House Bill No. 834, entitled:

An Act to add section five point one to the act, approved the eighth day of May, one thousand nine hundred twenty-nine (P. L. 1643, No. 510), entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A, counties, school districts and poor districts, and the officers thereof; and imposing penalties," permitting employes of the office of the collector of taxes to become members of the city retirement system under certain conditions.

House Bill No. 898, entitled:

An Act to further amend section five hundred thirty-two of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "Public School Code," by permitting additional or increased appropriations by first class school districts in certain cases

House Bill No. 909, entitled:

An Act to amend section thirty-three of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "Local Tax Collection Law," by providing that salaries of tax collectors, their deputies, clerks and assistants in third class cities shall be considered as compensation for pension and retirement purposes and requiring certain payments by the taxing districts.

House Bill No. 925, entitled:

An Act making an appropriation to the Department of Property and Supplies to establish and conduct a service for photographing correspondence, records, reports, and other papers, and for studying and recommending filing systems or the use of space by departments, boards and commissions.

House Bill No. 933, entitled:

An Act to further amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by further providing for the assessment of taxable property.

House Bill No. 983, entitled:

An Act to further amend clause (a) of section four hundred fifteen of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 982), entitled "Insurance Company Law of 1921," changing the definition of group life insurance.

House Bill No. 1014, entitled:

An Act to further amend the fifth paragraph of section three hundred five of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (P. L. 15—1933-34), entitled, as amended "Pennsylvania Liquor Control Act," permitting for a limited period of time wines to be sold without having affixed to the package the official seal of the board.

House Bill No. 1017, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "Real Estate Brokers License Act of 1929," by further defining real estate brokers and real estate salesmen; and further regulating the licensing and supervision of such persons and their business.

House Bill No. 1103, entitled:

An Act to amend section two hundred seven of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "Business Corporation Law," requiring the recording of corporation charters.

House Bill No. 1107, entitled:

An Act to further amend section one of the act, approved the sixteenth day of May, one thousand eight hundred sixty-one (P. L. 708), entitled "An act relating to brokers and private bankers," by changing the times for filing returns and for payment of the tax due.

House Bill No. 1108, entitled:

An Act to further amend subsection (a) of section seven hundred nineteen, and section one thousand seven hundred two of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "Fiscal Code," by changing the times for filing returns and for payment of the tax due in certain cases providing penalties.

House Bill No. 1173, entitled:

An Act to amend the title of the act, approved the fifth day of May, one thousand nine hundred twenty-seven (P. L. 817), entitled, "An act authorizing and regulating the growth, sale, and distribution of forest tree seedlings and transplants by the Department of Forests and Waters; regulating the use of such forest tree seedlings and transplants; and imposing duties upon the Department of Agriculture with regard to the enforcement of this act," by extending its provisions to include shrubs and vines under certain circumstances.

House Bill No. 1185, entitled:

An Act to further amend section one of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 844), entitled, as amended "An act authorizing the Commonwealth of Pennsylvania, or any department or division thereof, and counties, cities, boroughs, incorporated towns, townships, school

districts and poor districts to make contracts of life, health, and accident policies for the benefit of employees thereof, and contracts for pensions for such employees; and providing for the payment of the cost thereof," by extending the provisions of this act to elected and appointed officers.

House Bill No. 1195, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Commissioner of the Pennsylvania State Police to acquire by purchase or condemnation suitable building or buildings in Schuylkill County for use as a Pennsylvania State Police barracks and making an appropriation.

House Bill No. 1214, entitled:

An Act to further amend section two of the act, approved the twenty-eighth day of June, one thousand eight hundred ninety-five (P. L. 408), entitled "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth," changing the system of distribution.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

HOUSE BILL No. 364 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table House Bill No. 364.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO
HOUSE BILL No. 364

Mr. TALLMAN. Mr. President, I move that the Senate insist upon its amendments non-concurred in by the House to House Bill No. 364, entitled:

An Act to further amend subsection (a) of section two hundred ten of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," increasing the salary of the Commissioner of Fisheries.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

BIRTHDAY FELICITATIONS EXTENDED TO SENATOR
TYLER

Mr. TALLMAN. Mr. President, one of the members of the Senate is celebrating his birthday today. I think every man in this Senate has a very high regard for him and particularly his rare quality, one that is very fine, in that he stands by as an old soldier always, and I am very certain that the Senate is very happy to extend its warm affectionate greetings and good wishes to Senator Tyler on his sixty-ninth birthday.

Mr. President, I understand that there is a committee from the House here to do Senator Tyler honor and I

suggest, Sir, that the President invite the committee from the House on to the floor of the Senate.

Mr. WOODRING. Mr. President, if the gentleman from Lehigh will put that in the form of a motion I would like to second the motion, because we on this side also have the highest admiration and regard for a fine gentleman. Senator Tyler has a winning personality, he has a kind graciousness, he has a winning smile, he is very much the grand gentleman, and we are very happy to be able to help celebrate his birthday. I also want to point out that he is one of the few men, who, when they celebrate their birthday, they close the banks and put out the flag.

Mr. ROSENFELD. Mr. President, the other day I said it was my extreme pleasure to be associated with the nicest group of gentlemen that it has ever been my pleasure to know and at this time, Mr. President, if I would be permitted to make a slight distinction I want to say, Senator Tyler is one of the nicest of the nicest.

The PRESIDENT. The Chair is very glad indeed to welcome to the floor of the Senate the committee and group from the House and extends to them the privileges of the floor and invites them to come to the rostrum and render what they have in mind to honor Senator Tyler.

The Chair would also be pleased to add his personal felicitations to the Honorable Cyrus B. Tyler of Wyoming on his birthday, and to tell him in behalf of the Senators that we all appreciate our association with him.

The committee will come forward.

(The Senate was at ease.)

The PRESIDENT. The Chair would like to say to the members of the committee that we appreciate their songs and would like to have some more. We also want to say that we are proud of one song over here, one I have never heard sung like I have heard delivered here—"My Clementine." The peerless leader of that song is Senator Tyler and I would like to have him come forward.

(The Senate was at ease.)

Mr. WADE. I think, Mr. President, that we should be very deeply appreciative of the fine efforts of our distinguished colleagues from the other side and I would like to make this presentation to the chairman personally but before I do so I would like to move, Mr. President, that we give a rising vote of thanks to Mr. Tittle and to Tittle's treble-tongued ticklers as well.

Mr. DENT. Mr. President, I certainly do not want the House members to leave without letting them know how we appreciate the fine harmony being displayed between the House and Senate this morning. I think we all share with them the descriptive name that has been given to us Senators and I want to compliment the House singing group for upholding the traditions of the House, a long-standing tradition, by singing their favorite theme song "I Want a Girl."

On behalf of all of us I want to say to Cy that during all the years I have served with him, and the rest of us I believe share the same opinion, that he is the one man that I know amongst all of us whose smile has never left his face; he always has a kind answer for you; no matter how serious a problem you have on legislative matters you can always count on old Cy having

some nice philosophy to take away the sharp edges, all contributing to make a job like this worth while.

In closing, Mr. President, I suggest, since the House members sang the railroad song, the rest of us can just go trucking along.

PRESENTATION TO SENATOR FARRELL

Mr. WALKER. Mr. President, as a good many members of the Senate know, through the kindness of the President pro tempore of the Senate I have served for eight years as chairman, on the Republican side of the Senate, of the Committee on Stuff and Things. I made a report to the Republican caucus the other day advising them as to the state of the treasury—much to their astonishment we had a surplus—and there were several suggestions made as to how to spend the surplus.

Mr. President, one of the distinguished Republican Senators had the misfortune to plunge heavily and buy a twenty dollar hat, which he put in his locker and which disappeared. Not discouraged, the gentleman bought a twenty-five dollar hat;; that also went into the locker and that also disappeared. In order to prove that he had a lot of courage the gentleman went back and bought a thirty dollar, hat, and that was stolen also.

Mr. President, the Committee on Stuff and Things felt that the distinguished citizen from Philadelphia should not have this session turn out to be a total loss and so, although the Committee on Stuff and Things could not afford a hat that would fit the gentleman, we decided, in place of the hat, Mr. President, that we would like to present to the gentleman, from the Committee on Stuff and Things, an article to reimburse him very slightly for the hat he lost.

And so, Senator Farrell, on behalf of the Republican caucus, I would like to present you with this slight token of our very deep appreciation.

Mr. FARRELL. Mr. President, I just want to say this, that I very much appreciate the fine hat that was given to me. I want to say, seriously, I have been very much touched by the good feeling of the members of the House, in coming over here and paying their respects on the birthday of our very fine Senator Tyler.

I also would just like to say, Mr. President, that you were not here on one occasion when I had the most important bill I ever had in this Senate and, needing a vote to pass it, Senator Tyler about five o'clock in the morning decided to go home and go to bed. We sent the Sergeant-at-arms down to ask him if he would get out of bed and come here and vote for my bill which he did, and when a man gets out of bed and votes on a bill of mine I very much appreciate it. Senator Tyler slipped his old-fashioned nightgown down in his trousers and came up here and he voted "aye" on the bill and it passed by his one vote.

So, Mr. President, I join with the members of the House—it was nice of them to come over here—this is the first time this has ever happened during my service in the Legislature and it shows a very fine spirit.

I also want to pay my compliments to Senator Tyler and, as Joe Jefferson said in Rip Van Winkle "May you live long and prosper."

HOUSE BILL No. 417 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table House Bill No. 417, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts, county superintendents, assistant county superintendents and district superintendents; and providing for reimbursement by the Commonwealth; and repealing certain provisions of said act.

and move a Committee of Conference on the part of the Senate be appointed.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED
ON HOUSE BILL No. 417

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. IOMSHER, WAGNER and RAHAUSER, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 417.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 720 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 720, returned from the House with amendments, for consideration at this time.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 720, entitled:

An Act defining and providing for the licensing and regulation of private business schools and classes and agents thereof; conferring powers and imposing duties upon the State Board of Private Business Schools; and prescribing penalties.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend Sec. 1, page 2, by striking out lines 12, 13 and 14, and inserting in lieu thereof the following: "Section

1. The provisions of this act shall become effective the first day of July one thousand nine hundred [forty-seven] forty-nine".

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY
THE HOUSE TO SENATE BILL No. 720

Mr. TALLMAN. Mr. President, I move that the Senate do not concur in the amendments made by the House to Senate Bill No. 720.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geitz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margie.	Wade.
Carr.	Heyburn.	Rahauser.	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker.
Crider.	Iomsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson.
Dent.	Kephart.	Snowden.	Wolfe.
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.
Doehla.	Lane.	Stiefel.	Wood, T. N.
Donlan.	Leader.	Tallman.	Woodring.
Farrell.	Letzier.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 169 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 169, returned from the House with amendments, for consideration at this time.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 169, entitled:

An Act authorizing the arbitration of death taxes when there are conflicting claims as to the domicile of the decedent and making uniform the law relating thereto

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by striking out after the word "of" and before the word "taxes" the word "death" and inserting in lieu thereof the word "inheritance"; Amend Sec. 1, page 2, line 2, by striking out after the word "of" and before the word "Taxes", the word "Death" and inserting in lieu thereof the word "inheritance"; Amend Sec. 4, page 3, line 4, by inserting after the word "county" and before the word "claims", the following: "or the secretary of the Department of Revenue"; Amend Sec. 4, page 3, line 11, by striking out after the word "the" and before the word "The", the following "greement" and inserting in lieu thereof the word "agreement"; Amend Sec. 7, page 4, line 10, by striking out after the word "collecting" and before the word "taxes", the word "death" and inserting in lieu thereof the word "inheritance"; Amend Sec. 9, page 4, line 19, by striking out after the word "the" and before the word "taxes", the word "death" and inserting in lieu thereof the word "inheritance"; Amend Sec. 9, page 5, line 2, by striking out after the word "the" and before the word "taxes", the word "death" and inserting in lieu thereof the word "inheritance"; Amend Sec. 10, page 5, line 6, by striking out after the word "of" and before the word "taxes", the word "death" and inserting in lieu thereof the word "inheritance"; Amend Sec. 11, page 5,

line 13, by striking out after the word "of" and before the word "taxes", the word "death" and inserting in lieu thereof the word "inheritance"; Amend the bill, page 6, by inserting after line 7, the following: "Section 15 This bill shall become effective immediately upon final enactment".

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 169

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 169.

Mr. WADE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 170 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 170, returned from the House with amendments, for consideration at this time.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 170, entitled:

An Act authorizing the compromise of death taxes when there are conflicting claims as to the domicile of the decedent and making uniform the law relating thereto

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by striking out after the word "of" and before the word "taxes", the word "death" and inserting in lieu thereof the word "inheritance"; Amend Sec. 1, page 2, line 2, by striking out after the word "of" and before the word "Taxes", the word "Death" and inserting in lieu thereof the word "inheritance"; Amend Sec. 4, page 2, by inserting between lines 10 and 11, the following: "of the Secretary of the Department of Revenue of the Commonwealth";

Amend Sec. 4, page 2, line 17, by striking out after the word "all" and before the word "taxes", the word "death" and inserting in lieu thereof the word "inheritance";

Amend Sec. 4, page 3, line 3, by striking out after the word "of" and before the word "taxes", the word "death" and inserting in lieu thereof the word "inheritance"; Amend Sec. 4, page 3, line 7, by striking out at the beginning of the line, and before the word "taxes", the word "death" and inserting in lieu thereof the word "inheritance"; Amend Sec. 4, page 3, line 9, by striking out after the word "paid" and before the word "sixty", the word "with" and inserting in lieu thereof the word "within"; Amend Sec. 4, page 3, by inserting after line 12, the following: "in the event the aggregate amount payable under such agreement to the States involved is less than the maximum credit allowable to the estate against the United States estate tax imposed with respect thereto the personal representative fourthwith shall also pay to the department so much of the difference between such aggregate amount and the amount of such credit as the amount payable to the department under the agreement bears to such aggregate amount, Section 5 The act of August 5 1941 Pamphlet Laws 815 is herewith repealed.

Section 6 This bill shall become effective immediately upon final enactment".

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 170

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 170.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 609 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 609, returned from the House with amendments, for consideration at this time.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,
The Senate resumed the consideration of Senate Bill No. 609, entitled:

An Act to further amend the act approved the ninth day of June one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" by further providing for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend Sec. 1 (Sec. 1), page 2, line 14, by striking out after the word "in" and before the word "split", the word "a", and inserting in lieu thereof the following: "an air"; Amend Sec. 1 (Sec. 1), page 2, line 14, by striking out after the word "split" and before the word "of" the following: "or section"; Amend Sec. 8 (Sec. 11), page 14, line 14, by striking out the brackets before and after the word "four"; Amend Sec. 8 (Sec. 11), page 14, line 14, by striking out the word "three".

On the question,
Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 609

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 609.

Mr. WALKER. Mr. President, I second the motion.
On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—50			
Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 600 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 600, returned from the House with amendments, for consideration at this time.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 600, entitled:

An Act to amend section three hundred six point one of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by further regulating the payment in second injury cases

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 4, line 12, by inserting after the word "connected" and before the word "injuries" the word: "physical".

On the question,
Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 600

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 600.

Mr. WALKER. Mr. President, I second the motion.
On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50			
Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 725 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 725, returned from the House with amendments, for consideration at this time.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,
The Senate resumed the consideration of Senate Bill No. 725, entitled:

An Act to reenact amend and revise section forty-one clause (a) paragraph one of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds

rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisalment of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estate of decedents" by further modifying the terms qualifications and other conditions under which the investment of trust funds may be made by fiduciaries and by further providing for additional investments for trust funds by fiduciaries

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 4, by striking out after the word "administration" and before the word "distribution", the following "and" and inserting in lieu thereof the word "and"; Amend the title, page 3, line 3, by striking out after the word "the" and before the word "of", the word "estate" and inserting in lieu thereof the word "states"; Amend Section 2, page 6, line 1, by striking out after the word "principal" and before the word "interest", the following "and" and inserting in lieu thereof the word "and"; Amend Section 3, page 6, line 10, by striking out after the word "hereby" and before the word "reenacted", the following: "renumbered and"; Amend Section 3, page 6, line 11, by striking out after the word "Subsection" and before the word "Mortgages", the following: "[(4)] (3) and inserting in lieu thereof, the following: (4)"; Amend Section 4, page 8, line 12, by striking out after the word "hereby" and before the word "reenacted", the following: "renumbered and"; Amend Section 4, page 8, line 13, by striking out after the word "Subsection" and before the word "Ground", the following: "[(5)] (4) and inserting in lieu thereof, the following: (5)"; Amend Section 6, page 9, line 7, by striking out after the left-faced bracket and before the word "Fractional", the following: (5) and inserting in lieu thereof, the following: (6); Amend Section 8, page 11, line 9, by striking out after the word "subsection" and before the word "as", the following: (5) and inserting in lieu thereof the following: (6); Amend Section 8, page 11, line 11, by striking out the following: (6) and inserting in lieu thereof the following: (7); Amend Section 8, page 11, line 12, by striking out after the word "Subsection" and before the word "Corporate" the numeral

"6", and inserting in lieu thereof the following: (7); Amend Section 9, page 13, line 3, by striking out after the left-faced bracket and before the word "Mortgages", the following: (7) and inserting in lieu thereof the following: (8); Amend Section 9, page 13, line 14, by striking out after the left-faced bracket and before the word "Debentures", the following: (8) and inserting in lieu thereof the following: (9); Amend Section 9, page 14, line 5, by striking out after the left-faced bracket and before the word "Federal", the following: (9) and inserting in lieu thereof the following: (10); Amend Section 10, page 14, line 15, by striking out after the left-faced bracket and before the word "interest-bearing", the following: (10) and inserting in lieu thereof the following: (11); Amend Section 11, page 15, line 11, by striking out after the left-faced bracket and before the word "Consolidated", the following: (11) and inserting in lieu thereof the following: (12); Amend Section 11, page 15, line 18, by striking out after the left-faced bracket and before the word "Federal", the following: (12) and inserting in lieu thereof the following: (13); Amend Section 11, page 16, line 6, by striking out after the left-faced bracket and before the word "Shares", the following: (13) and inserting in lieu thereof the following: (14); Amend Section 12, page 17, line 1, by striking out after the left-faced bracket and before the word "Obligations", the following: (14) and inserting in lieu thereof the following: (15); Amend Section 13, page 17, line 10, by striking out after the word "subsection" and before the word "as", the following: (14) and inserting in lieu thereof the following: (15); Amend Section 13, page 17, line 12, by striking out after the part-word "section", the following: (15) and inserting in lieu thereof the following: (16); Amend Section 13, page 17, line 13, by striking out after the word "Subsection" and before the word "Preferred", the following: (15) and inserting in lieu thereof the following: (16); Amend Section 14, page 19, line 10, by striking out after the left-faced bracket and before the word "General", the following: (16) and inserting in lieu thereof the following: (17).

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 725

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 725.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geitz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margle,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Order,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,

Doehla,
Donlan,
Farrell,

Lane,
Leader,
Letzler,

Stiefel,
Tallman,

Wood, T. N.,
Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 195 TAKEN FROM TABLE

Mr. BERGER. Mr. President, I call from the table the report of the Committee on Conference on House Bill No. 195

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 195 RECOMMITTED

Mr. BERGER. Mr. President, I move that the report of the Committee on Conference on House Bill No. 195, entitled:

An Act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry; prescribing penalties; and making an appropriation.

be recommitted to the Committee of Conference.

Mr. STEVENSON. Mr. President, I second the motion. The motion was agreed to.

SENATE BILL No. 569, RECALLED FROM GOVERNOR TAKEN FROM TABLE

Mr. KEPHART. Mr. President, I call from the table Senate Bill No. 569, recalled from the Governor.

RECONSIDERATION OF SENATE BILL No. 569

Mr. KEPHART. Mr. President, I move that the Senate do now reconsider the vote by which Senate Bill No. 569, entitled:

An Act to further amend section eleven of the act, approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the 'Pennsylvania Board of Parole'; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed upon probation in certain designated cases; providing for the method of appointment of its members; regulating the appointment removal and discharge of its officers, clerks and employees; dividing the Commonwealth into administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employees thereof; making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," by increasing the compensation of district supervisors in counties of the first and second class

passed finally

The PRESIDENT. How did the Senator vote?

Mr. KEPHART. Mr. President, I voted with the majority.

Mr. BARR. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BARR. Mr. President, I voted with the majority. The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. KEPHART. Mr. President, I move to reconsider the vote by which the bill passed third reading.

The PRESIDENT. How did the Senator vote?

Mr. KEPHART. Mr. President, I voted with the majority.

Mr. BARR. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. BARR. Mr. President, I voted with the majority.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. KEPHART. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by striking out after the word "amend" and before the word "eleven" the following: "[section]" and inserting in lieu thereof the following: "sections five and"; amend the title, page 2, line 8, by inserting after the word "of" and before the word "district" the following: "the chairman and the members of the board and of"; amend section 1, page 2, line 1, by striking out after the word "Section" and before the word "of" the following: "[eleven]" and inserting in lieu thereof the following: "five"; amend section 1, page 3, by inserting between lines 9 and 10 the following: Section 5. The chairman of the board shall receive a salary of [ten] eleven thousand dollars [\$10,000] \$11,000 per annum and each of the other members of the board shall receive a salary of [nine] ten thousand dollars [\$9,000] \$10,000 per annum.

Section 2 Section eleven of the said act as last amended by the act, approved the twenty-seventh day of May, one thousand nine hundred forty-three (Pamphlet Laws, seven hundred sixty-seven), is hereby further amended to read as follows:

Amend section 2, page 4, by striking out lines 1 and 2 and inserting in lieu thereof the following: Section 3. This act shall become effective immediately upon final enactment.

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

REPORT FROM COMMITTEE ON EXECUTIVE NOMINATIONS

Mr. KEPHART from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor, which were laid on the table:

MEMBERS OF THE REGISTRATION COMMISSION
CITY OF PITTSBURGH

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 13, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as members of the Registration Commission in and for the City of Pittsburgh:

Fred E. Obley (Republican), 245 Lothrop Street, Pittsburgh, to serve until January 6, 1949, and until his successor shall have been appointed and qualified, vice Wilbert E. Faley, whose term expired.

James A. Conway (Republican), 218 Birmingham Avenue, Pittsburgh, to serve until January 6, 1949, and until his successor shall have been appointed and qualified, vice Robert J. Gumbert, deceased.

Edward L. Flaherty (Democrat), 5924 Ellwood Street, Pittsburgh, for reappointment, to serve until January 6, 1949, and until his successor shall have been appointed and qualified.

JAMES H. DUFF.

MEMBER OF THE WASHINGTON CROSSING PARK
COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 13, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate J. Paul Pedigo, 60 North Radcliffe Street, Edgely, Bristol, Bucks County, for appointment as a Member of the Washington Crossing Park Commission, to serve until the third Tuesday of January, 1951, and until his successor shall have been appointed and qualified, to fill a vacancy.

JAMES H. DUFF.

MEMBERS OF COUNTY BOARDS OF ASSISTANCE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 13, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of County Boards of Assistance:

BEDFORD COUNTY

Howard Cessna (Republican), Bedford, to serve until December 31, 1949, and until his successor is duly appointed and qualified, vice Robert Henry, Loysburg, whose term expired.

Ross Diehl (Democrat), Bedford, from April 15, 1946, until December 31, 1948, and until his successor is duly appointed and qualified.

George S. Gorsuch (Republican), R. D. 1 Hopewell, to serve until December 31, 1947. (Reappointment)

James Blackburn (Republican), Saxton to serve until December 31, 1949. (Reappointment)

Dr. J. R. Fulton (Republican), Everett, from April 15, 1946, until December 31, 1948, and until his successor is duly appointed and qualified.

LANCASTER COUNTY

Rev. George Shea (Republican), Quarryville, to serve until December 31, 1949, and until his successor is duly appointed and qualified. (Reappointment)

PHILADELPHIA COUNTY

Wayne L. Hopkins (Republican), 213 North 53rd Street, Philadelphia, to serve until December 31, 1948, (Reappointment)

Mrs. Claire Sylk (Republican), 6953 Greenhill Road, Philadelphia to serve until December 31, 1947, and until her successor is duly appointed and qualified, vice Mrs. Elizabeth Sells Jones, Philadelphia, whose term expired.

James Edgar Gibson (Republican), 500 West Cheltenham Avenue, Germantown, Philadelphia, to serve until December 31, 1947, and until his successor is duly appointed and qualified (Reappointment)

Mrs. Esther Katz Rosen (Republican), 239 West Allens Lane, Mount Airy, Philadelphia, to serve until December 31, 1949. (Reappointment)

Mrs. Frances L. Earhart Ruegg (Republican), 315 West Allens Lane, Mount Airy, Philadelphia, to serve until December 31, 1949. (Reappointment)

JAMES H. DUFF

MEMBERS OF THE BOARD OF TRUSTEES OF THE
PENNSYLVANIA SOLDIER'S ORPHAN SCHOOL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 13, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of the Pennsylvania Soldier's Orphan School:

Dr. Ruth Miller Steese, 526 Chestnut Street, Mifflinburg, to serve until the third Tuesday of January, 1953, and until her successor shall have been appointed and qualified, to fill a vacancy.

Hon. James E. Van Zandt, 1017 Eighteenth Avenue, Altoona, to serve until the third Tuesday of January, 1953, and until his successor shall have been appointed and qualified, to fill a vacancy.

JAMES H. DUFF

Mr. KEPHART. Mr. President, it was erroneously reported in the newspapers this morning that the nominations to the Registration Commission of the city of Pittsburgh has been advised and consented to by the Senate. However, Mr. President, they were among this group of nominations just reported from the Committee on Executive Nominations and have not as yet been consented to.

UNANIMOUS CONSENT UNDER RULE 38

By unanimous consent,

A motion was made by Mr. KEPHART and Mr. CARR,

To grant unanimous consent to immediate consideration of the nominations just reported from the Committee on Executive Nominations, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. KEPHART and Mr. CARR, That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

Mr. HOLLAND. Mr. President, I intend to vote for the confirmation of the Registration Commission of Allegheny County, but in doing so I want to pay a compliment to a man who has served on that committee, Wilbur E. Fraley.

Mr. Fraley, while serving on this commission was very efficient, very courteous, and I know that he has done a very fine job as a registration commissioner. Although he does not belong to my party, I believe we should give credit to a man who took his work seriously, worked long hours and tried to do a good job to please all the people, regardless of political faith, and I believe it is in keeping to say that he is leaving this commission with the hope that in his other work he goes into he will have just as much success, because Mr. Fraley was a very fine registration commissioner, did a fine job, and I certainly wish him a lot of luck.

I also want to compliment the Republican party for picking Thomas Conway as one of the registration commissioners. I am very happy—Jimmy Conway and I were boys together—and he has shown in his work as a doctor and by his activities in politics that he will be a very fine gentleman and capable of filing the position, and I want to congratulate the Republicans of Allegheny County for picking a fine man. How did they come to take in these old Pinchot Republicans or Democrats, into the Republican fold—now we have Mr. Taylor, Mr. Walker, and with the new registration commissioner in Pittsburgh we have Doctor Conway—oh yes, I forgot Mr. Wade was one time a very strong supporter of Mr. Pinchot.

Mr. Wade, I would like to have your attention for a moment—I just said, talking about the old Pinchot Republicans who are now in possession, and I want to draw the attention of Mr. Wade, I overlooked mentioning his name—was at one time a real staunch supporter of the Old Warrior, Gifford Pinchot, and we hope as this better group of people who followed Pinchot into the Republican party, maybe the next session of the Legislature the Republican party will be the real progressive and liberal party of the state.

Mr. JASPAN. Mr. President, I have heard of the seven wonders of the world and now we have come to the eighth—Senator Holland has complimented the Republicans for doing something.

Mr. HOLLAND. May I answer Mr. President—one must compliment the Republicans because they have a very fine Governor, Jim Duff.

Mr. JASPAN. We have come to the ninth wonder.

Mr. CARR. I move that the Republican majority accept the compliments of Senator Holland and Senator Jaspán.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Waikoe,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspán,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0.

Two-third of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. KEPHART. Mr. President, I move that the Executive Session do now rise.

Mr. CARR. Mr. President, I second the motion.

The motion was agreed to.

RECESS

Mr. TALLMAN. Mr. President, I move that the Senate do now take a recess for one hour.

Mr. MALLERY. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVED AND SIGNED SENATE BILL No. 219,
PRINTER'S No. 385

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 14, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 219, Printer's No. 385, entitled "An Act to add section eight hundred twelve to the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled 'An act concerning elections including general municipal special and primary elections the nominations of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections' providing that where members of a political party are appointed or elected to represent the members of such party in an election district said members shall constitute a political committee for such district subject to the control of the respective political committee of which they are members."

JAMES H. DUFF

RETURN WITHOUT APPROVAL SENATE BILL No. 638,
PRINTER'S No. 261

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 14, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I return herewith, without my approval, Senate Bill No. 638, Printer's 261, entitled "An Act authorizing the Pennsylvania Historical and Museum Commission to release historic documents to the Attorney General of the United States for exhibition on the 'Freedom Train.'"

This bill would authorize the Pennsylvania Historical and Museum Commission to release to the Attorney General of the United States for one year certain of our

historic documents, including the original charter to William Penn from King Charles II of England for exhibition on the "Freedom Train," which is to visit every state in the Union carrying a large quantity of historic documents or their facsimiles to be exhibited publicly to the people of the United States.

Under the arrangement contemplated, practically all of the documents to be carried in the three cars of this exhibitionary train will come from the Library of Congress and National Archives. Six items will be supplied by an individual owner and the Commonwealth of Massachusetts will loan a certified facsimile of the Mayflower Compact (Bradford's Diary).

While I am in accord with the purposes of the excursion to enlighten the people as to our national history I cannot agree to the release of the original Penn Charter to this end. Since 1682 this precious document pertaining to the history of Pennsylvania has never been out of our possession.

It is doubtful if the Charter now could very well stand the exposure and vibration occasioned on such a journey without irreparable damage being done to it. This is true notwithstanding the great care with which I assume it would be treated because even the jolting of the train itself would have a tendency to break the seal and tear the old parchment already deteriorated by age. The Liberty Bell on its last trip was considerably marred, not through vandalism of any sort, but primarily because of the rigors of the journey.

Since certified facsimiles of historic documents appear to be acceptable for the purpose of the exhibition and to supply these requires no additional legislative action, I am disposed to retain our original documents where they are less liable to injury, feeling confident that the Pennsylvania Historical and Museum Commission will supply certified facsimiles.

For these reasons, the bill is not approved.

JAMES H. DUFF

SENATE BILL No. 638, PRINTER'S No. 261
LAID ON TABLE

Mr. TALLMAN. Mr. President, I move that Senate Bill No. 638, Printer's No. 261 be laid on the table.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

HOUSE MESSAGES

RESOLUTION RETURNING TO THE GOVERNOR
HOUSE BILL No. 445, (PRINTER'S No. 447)

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, June 13, 1947.

Resolved (if the Senate concur), That House Bill No. 445, (Printer's No. 447), entitled:

An Act to further amend section one thousand four hundred twelve of the act, approved the eighteenth day of May, one thousand nine hundred eleven, P. L. 309), entitled "Public School Code," requiring the Commonwealth to pay the tuition of certain non-resident inmates of institutions attending public schools.

be returned to the Governor without amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 720

He also presented communication from the House of Representatives informing the Senate that the House insists up its amendments non-concurred in by the Senate to Senate Bill No. 720, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties;" by changing the effective date thereof.

HOUSE INSISTS UPON IT AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 717

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 717, entitled:

An Act making an appropriation to the Department of Public Instruction for use at the State Teachers' Colleges for payment of the costs of repairs, alterations, replacements and improvements to existing plant facilities and equipment, for the purchase or replacement of equipment, furnishings, and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto

HOUSE INSISTS UPON IT AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 580

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 580, entitled:

An Act to further amend section twenty-one of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred seventy-nine," by establishing an exemption for capital actually and exclusively employed in coal mining or coal mining and preparation plant business with regard to the capital stock tax and franchise tax on domestic and foreign corporations, joint-stock associations, limited partnerships and companies.

ADJOURNMENT SINE DIE RESOLUTION RETURNED WITH AMENDMENT

He also informed the Senate that the House has adopted resolution from the Senate, as amended, as follows:

In the Senate, June 5, 1947.

Resolved, (if the House of Representatives concurs), That this Regular Session of the General Assembly adjourn sine die Monday, June 16, 1947, at 8:00 o'clock, p. m., Eastern Standard Time.

in which amendment, concurrence of the Senate is requested.

SENATE CONCURS IN HOUSE AMENDMENT TO SENATE CONCURRENT RESOLUTION

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the resolution as amended.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 9, entitled:

An Act to amend section one of the act, approved the twenty-seventh day of March, one thousand nine hundred twenty-nine (P. L. 84), entitled "An act to fix the fees to be charged by coroners in counties of the second class," increasing fees to be charged.

Senate Bill No. 10, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

Senate Bill No. 146, entitled:

An Act to further amend subsection (b) and to amend subsection (d) of section four hundred twelve of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth; courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising, and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," making further provisions for the compensation of judges, inspectors, clerks, and machine inspectors at primaries and elections.

Senate Bill No. 155, entitled:

An Act to amend section one of the act approved the twelfth day of June, one thousand nine hundred twenty-three (P. L. 692, No. 268), entitled "An act fixing the salary of county commissioners in counties of the first class," increasing such salary.

Senate Bill No. 156, entitled:

An Act making a deficiency appropriation to the Pennsylvania School for the Deaf at Mount Airy, Philadelphia, Pennsylvania.

Senate Bill No. 169, entitled:

An Act authorizing the arbitration of death taxes when there are conflicting claims as to the domicile of the decedents and making uniform the law relating thereto.

Senate Bill No. 170, entitled:

An Act authorizing the compromise of death taxes when there are conflicting claims as to the domicile of the decedent and making uniform the law relating thereto.

Senate Bill No. 193, entitled:

An Act relating to judgments; providing for the lien thereof, and the duration and revival of such liens; prescribing the circumstances under which executions to enforce payment of judgments may be levied on real property; and imposing duties on prothonotaries, sheriffs, and other court and county officers.

Senate Bill No. 268, entitled:

An Act to amend section three of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1222), entitled "An act providing for the complete medical and dental examinations of all children of school age, and teachers and other school employees in the public and private elementary and secondary schools of the Commonwealth; and imposing certain duties upon the Department of Health and the Department of Public Instruction; and making an appropriation," providing that nurses and physicians performing the services required of them in certain schools situated in school districts of the first class shall remain employees of such municipal corporations by whom they are employed.

Senate Bill No. 313, entitled:

An Act to reenact, amend and revise the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103), as amended, entitled "An act concerning townships of the second class; and amending, revising consolidating, and changing the law relating thereto."

Senate Bill No. 358, entitled:

An Act providing for and regulating the authority of school districts to purchase supplies and to perform or contract for construction reconstruction repairs and work of any nature.

Senate Bill No. 363, entitled:

An Act to amend further the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the state government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," as amended, by changing the method of accounting for advances out of appropriations at the end of a biennium.

Senate Bill No. 446, entitled:

An Act to further amend section one of the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes; imposing taxes upon certain classes of personal property; providing for

the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing that corporations, limited partnerships, and joint stock associations, holding certain taxable securities as mere custodian for the real owner shall not be taxed therefor.

Senate Bill No. 458, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith" by providing for an extended high school course.

Senate Bill No. 471, entitled:

An Act requiring operators, political subdivisions and the Commonwealth to seal abandoned coal mines so as to protect streams from acid mine drainage; conferring powers and imposing duties on the Department of Mines; prescribing penalties; and making an appropriation.

Senate Bill No. 551, entitled:

An Act guaranteeing any person accused of the commission of crime the protection of the law providing the procedure therefor and prescribing penalties

Senate Bill No. 571, entitled:

An Act to further amend section four hundred twenty-seven of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative department, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," increasing the terms and the salaries of members of the State Athletic Commission.

Senate Bill No. 600, entitled:

An Act to amend section three hundred six point one of the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by further regulating the payment in second injury cases.

Senate Bill No. 602, entitled:

A Further Supplement to the Act, approved the first day of April, one thousand eight hundred sixty-three (P. L. 213), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making an appropriation for carrying the same into effect.

Senate Bill No. 607, entitled:

An Act providing for and extending the time during which taxes on seated and unseated lands, for the tax year one thousand nine hundred forty-four and previous years, shall be liens, and during which the county treasurer shall have the right to sell the lands, on which such taxes are liens, for the payment of such taxes; reviving such liens, and restoring the treasurer's right to sell such lands in certain cases; and saving the rights of intervening purchasers, mortgages, lien holders, and other encumbrance holders.

Senate Bill No. 608, entitled:

An Act to further amend section four hundred nine of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," increasing the salary of the chairman of the Pennsylvania State Board of Censors.

Senate Bill No. 609, entitled:

An Act to further amend the act approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith," by further providing for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania.

Senate Bill No. 665, entitled:

A Supplement to the act, approved the seventh day of August, one thousand nine hundred forty-one (P. L. 887), entitled "An act authorizing the Department of property and Supplies with the approval of the Governor and the Department of Welfare, to acquire certain land adjacent to and for the use of the Scranton State Hospital, providing for the improvement and use thereof, authorizing the City of Scranton to pay the costs of such improvements in whole or in part, and making an appropriation," making an appropriation to the Department of Property and Supplies for the payment of the cost of acquiring certain property, and the improvement and beautification thereof.

Senate Bill No. 670, entitled:

■ An Act to further amend section one thousand four hundred two of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" defining the residence of certain children living upon State owned property and providing for certain Commonwealth reimbursements.

Senate Bill No. 673, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred forty-five (P. L. 809, entitled "An act removing certain roads or sections of road from the State highway system; and providing for their future maintenance and construction," by removing additional roads from the State highway system.

Senate Bill No. 676, entitled:

An Act to further amend section six hundred twenty-four of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" providing for licensing of excess insurance brokers in all kinds of insurance other than life.

Senate Bill No. 684, entitled:

An Act to further amend section one thousand two hundred fourteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," making further provisions for the employment of supervising principals.

Senate Bill No. 715, entitled:

An Act making an appropriation to the Pennsylvania State College of Optometry, Philadelphia, Pennsylvania.

Senate Bill No. 725, entitled:

An Act to reenact amend and revise section forty-one clause (a) paragraph one of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widows and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the

payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisal of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absenta the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estate of decedents" by further modifying the terms qualifications and other conditions under which the investment of trust funds may be made by fiduciaries and by further providing for additional investments for trust funds by fiduciaries

Senate Bill No. 734, entitled:

An Act to amend section nine of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description, including, but not limited to, livestock, poultry, farm machinery, farm equipment and crops, grown, growing or to be grown; designating the operation and effect of the lien of such mortgages; providing for the filing, indexing and docketing of such mortgages and related instruments in prothonotaries' offices; and prescribing prothonotaries' fees; providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states; regulating the assignment, release, satisfaction and extension of the lien of such mortgages; prescribing methods of foreclosure; defining defaults and violations; and fixing penalties," changing fees of prothonotaries.

Senate Bill No. 758, entitled:

An Act to further amend section four hundred fifty-two of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," as amended, by further changing the provision relating to the maximum compensation of the State Civil Service Commission.

Senate Bill No. 770, entitled:

An Act providing for equalization of assessed valuations of real property throughout the Commonwealth for use

in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board, and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation.

Senate Bill No. 774, entitled:

An Act to amend the act approved the 5th day of December 1933 (P. L. 38 1933-34) entitled "An act imposing State taxes, payable by those herein defined as manufacturers and importers, on the privilege of manufacturing, selling, or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors; providing for the collection of the taxes, and the manner of making payment thereof; conferring powers and imposing duties on certain State officers and departments, and upon manufacturers, importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors; authorizing refunds or exemptions in certain cases, and making an appropriation therefor; and providing penalties", by further regulating the procedure for filing petitions for redetermination, petitions for review and appeals to court.

Senate Bill No. 779, entitled:

An Act to amend section one of the act, approved the fifteenth day of March, one thousand nine hundred eleven (P. L. 20), entitled "An act regulating in criminal trials the cross-examination of a defendant, when testifying in his own behalf," by further providing what evidence is or is not admissible.

Senate Bill No. 783, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof including escheated property and the proceeds of it sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns of reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," providing for resettlement, review and appeal in certain cases of domestic bonus disputes.

Senate Bill No. 798, entitled:

An Act to further amend section two thousand nine of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any

parts thereof, that are or may be inconsistent therewith," providing for refund of registration deposits paid by prospective students from advancement fund of the respective State Teachers' Colleges.

Senate Bill No. 823, entitled:

An Act to amend clause one of section three of the act, approved the sixteenth day of May, one thousand nine hundred twenty-nine (P. L. 1784), entitled "An act concerning newspapers; creating uniformity in the publication of legal notices and advertisements; defining the newspapers in which official and legal advertising shall be published; prescribing methods for computing the charges therefor, and providing that the expenses for publishing legal advertising or notices shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings" by providing that involuntary suspension of publication shall not disqualify a newspaper to publish legal and official advertising.

Senate Bill No. 828, entitled:

An Act to authorize and empower the Pennsylvania Turnpike Commission to combine the Turnpike, the Eastern Extension and the Western Extension, or any two thereof, for financing purposes under the provisions of this Act; authorizing the issuance of Turnpike revenue bonds of the Commonwealth payable solely from tolls, to pay the cost of the Eastern Extension and the Western Extension; paying the cost of the Eastern Extension, or the cost of the Western Extension, or the cost of both, and refunding any Turnpike revenue bonds or Turnpike refunding bonds which have heretofore been issued by the Commission under the provisions of any Act heretofore approved, or under the provisions of this Act, and which shall then be outstanding, including the payment of any redemption premiums thereon; refunding any revenue bonds, or revenue refunding bonds heretofore issued under the provisions of this Act, including the payment of and redemption premiums thereon; authorizing the Commission to fix tolls from time to time for use of the projects so combined; providing for the use of a facsimile of the signature of the Governor and of the Chairman of the Commission in lieu of their manual signatures, and facsimile of the official seal of the Commission, upon any bonds issued under the provisions of this Act, or any other Act authorizing the issuance of bonds for the payment of the construction of any Turnpike; and giving certain definitions.

Senate Bill No. 829, entitled:

An Act making an appropriation to the Land-Grant College of Pennsylvania for the purpose of matching certain moneys appropriated by the Congress of the United States.

Senate Bill No. 833, entitled:

An Act to further amend section one of the act, approved the seventeenth day of April, one thousand eight hundred ninety-three (P. L. 21), entitled, as amended "An act to facilitate the labors of the judges of the court of common pleas and orphans' court of the county in which the seat of government is or may be located, in the disposition of the business of the Commonwealth, by providing suitable clerical assistance," further providing for the appointment and salaries of stenographers and clerks.

Senate Bill No. 841, entitled:

An Act to repeal so much of the act, approved the twenty-second day of April, one thousand eight hundred fifty (P. L. 538), entitled "An act to secure the cities of Pittsburgh and Allegheny, and the neighborhood thereof, from damage by gun-powder; to incorporate an association for the establishment of a house of refuge for western

Pennsylvania; and relative to the Pennsylvania State Lunatic hospital," and its supplements as authorized aldermen, justices of the peace and mayors to commit minors to The House of Refuge of Western Pennsylvania, now known as the Pennsylvania Training School at Morganza.

Senate Bill No. 864, entitled:

An Act to repeal the act, approved the eleventh day of April, one thousand eight hundred sixty-eight (P. L. 864), entitled "An act relative to the election of commissioner's clerk in the County of Northampton."

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

SENATE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 720

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 720, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties;" by changing the effective date thereof.

and move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 720, and that a Committee of Conference on the part of the Senate be appointed.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 720

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. KEPHART, WADE and LEADER, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 720.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 717

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 717, entitled:

An Act making an appropriation to the Department of Public Instruction for use at the State Teachers' Colleges for payment of the costs of repairs, alterations, replacements and improvements to existing plant facilities and equipment, for the purchase or replacement of equipment, furnishings, and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto.

and move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 717, and that a Committee of Conference on the part of the Senate be appointed.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 717

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. STEVENSON, WATSON and WOODRING, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 717.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 580

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 580, entitled:

An Act to further amend section twenty-one of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred seventy-nine," by establishing an exemption for capital actually and exclusively employed in coal mining or coal mining and preparation plant business with regard to the capital stock tax and franchise tax on domestic and foreign corporations, joint-stock associations, limited partnerships and companies.

and move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 580, and that a Committee of Conference on the part of the Senate be appointed.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 580

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. CROWE, LETZLER and TARR, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 580.

Ordered, That the Clerk inform the House of Representatives accordingly.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 477, as follows:

An Act to further amend section fifteen and to add section fifteen point one to the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of livestock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employees directing the payment of all moneys collected into the State Treasury and providing penalties" authorizing county treasurers to retain certain moneys collected under said act and the payment thereof to certain societies and association of individuals for prevention of cruelty to animals upon petition to and under supervision of the Department of Agriculture providing for audits of the expenditures of such funds by the Auditor General and providing for the disposition of unexpended funds.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section fifteen of the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An Act relating to dogs and the protection of livestock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock poultry and game birds by dogs and for live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employees directing the payment of all moneys collected into the State Treasury and providing penalties" as amended by the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 456) is hereby further amended to read as follows

Section 15 The county treasurer shall keep an accurate record of all license fees and fine collected by him or paid over to him by any justice of the peace alderman magistrate or notary public and of all money received from the sale of dogs Such record shall be a public record and open to persons interested during business hours [All] Ninety per centum of such moneys received by the county treasurer shall be remitted to the State Treasurer through the Department of Revenue on the first Monday of each calendar month together with a report in duplicate of each payor on forms furnished by the Department of Revenue One copy of each such report shall be transmitted by the Department of Revenue to the Department of Agriculture

Section 2 Said act is hereby amended by adding thereto immediately after section fifteen a new section to read as follows

Section 15.1 The ten per centum of the moneys received by the county treasurer which has been retained shall be placed by him in a separate fund Payments from said fund shall be made by the County Treasurer upon direction of the Department of Agriculture to any incorporated

society for the prevention of cruelty to animals actively engaged in carrying out its purposes in whole or in part within said county or if no such incorporated society exists in a county then to an unincorporated association of individuals whose purpose is prevention of cruelty to animals upon the petition of any such society or association directed to the department setting forth that all moneys received by it from said fund shall be used for said purposes

No society or association shall present a petition to receive money from said fund more often than once a year

No money from said fund shall be paid to any society or association before it has filed its bond with approved surety with the department for such sum as the department may fix conditioned upon the faithful application of said payments to the aforesaid purposes the department shall transmit the bond as filed to the State Treasurer

Any society or association receiving money from such fund during any year shall on or before March first of the succeeding year file an itemized account with the department setting forth in detail its entire receipts and expenditures of such money during such preceding year A copy thereof shall be filed with the Auditor General who shall make an audit thereof and advise the department of his findings The department shall thereafter refuse to direct that payments be made to said society or association from the aforesaid fund if the Auditor General does not approve the account of the society or association herein required to be filed

The county treasurer on the first Monday of January of each year shall remit to the State Treasurer through the Department of Revenue together with a report in duplicate of the names and amounts of money received by any such society or association under this section all unexpended funds if any collected and paid into the county treasurer's special fund during the preceding year

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 477, RECALLED FROM THE GOVERNOR

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 477.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr.	Frazier,	Lord,	Tarr,
Becker.	Geltz,	Mahany,	Taylor.
Berger.	Haluska,	Mallery,	Tyler.
Blass,	Hare,	Margie,	Wade.
Carr.	Heyburn.	Rahausen,	Wagner,
Chapman.	Holland,	Rosenfeld,	Walker.
Crider.	Homsher.	Ruth,	Watson,
Crowe.	Jaspan.	Scarlett,	Wilson,
Dent.	Kephart.	Snowden	Wolfe,
DiSilvestro	Klein,	Stevenson.	Wood, L. H.
Doehla,	Lane,	Stiefel,	Wood, T. N..
Donlan,	Leader,	Tallman.	Woodring.
Farrell.	Letzler,		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 478, as follows:

An Act to add section fifteen point one to the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 818) entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done by dogs and payment thereof by the proper county to the owners of livestock and poultry and of damages to licensed dogs imposing powers and duties on certain State county city borough town and township officers and employes and on city councils of cities of the first and second class and providing penalties" authorizing the payment of certain moneys collected under the provisions thereof to societies and associations of individuals for the prevention of cruelty to animals upon petition to and under the supervision of the city council and providing for audits of the expenditure of such funds by the City Controller

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 818) entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done by dogs and payment thereof by the proper county to the owners of livestock and poultry and of damages to licensed dogs imposing powers and duties on certain State county city borough town and township officers and employes and on city councils of cities of the first and second class and providing penalties" is hereby amended by adding immediately after section fifteen a new section to read as follows

Section 15.1 In cities of the first and second class the city council may direct the city treasurer to make payments to any incorporated society for the prevention of cruelty to animals or if no such incorporated society exists in such city then to an unincorporated association of individuals whose purpose is prevention of cruelty to animals actively engaged in carrying out its purposes in whole or in part within said city upon the petition of any such society or association setting forth that all moneys received by it under said order shall be used for said purposes

No society shall present a petition to receive money under this section more often than once a year No money shall be paid to any association before it has filed its bond with approved surety with the City Treasurer for such sum as the city council may fix conditioned upon the faithful application of said payments to the aforesaid purposes

Any society or association receiving money under this section during any year shall on or before March first of the succeeding year file an itemized account with the

city council setting forth in detail its entire receipts and expenditures in said city during such preceding year A copy thereof shall be filed with the City Controller who shall make an audit thereof and advise the city council of his findings the city council shall thereafter refuse to direct that payments be made to said society or association if the City Controller does not approve the account of the society or association herein required to be filed

The city council shall have power and authority to order only such payments from such city treasury which in the aggregate do not exceed ten per centum (10%) of the total sum of money collected from license fees by such cities under the provisions of this act

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 478, RECALLED FROM THE GOVERNOR

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 478.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 94, as follows:

An Act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That from and after the effective date of this act the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of orphans' courts the judges of the Municipal

Court of Philadelphia and the judges of the County Court of Allegheny County shall receive the compensation hereinafter provided

Section 2 The annual salary of the Chief Justice of the Supreme Court shall be twenty-three thousand five hundred dollars (\$23,500) and the annual salary of each of the associate judges of said Court shall be twenty-three thousand dollars (\$23,000)

Section 3 The annual salary of the President Judge of the Superior Court shall be twenty-one thousand five hundred dollars (\$21,500) and the annual salary of each of the associate judges of said Court shall be twenty-one thousand dollars (\$21,000)

Section 4 The annual salary of each of the judges of the courts of common pleas of the first and fifth judicial districts shall be sixteen thousand five hundred dollars (\$16,500)

With the exception of the judges of the courts of common pleas of Dauphin county the annual salary of each of the judges of the courts of common pleas learned in the law in judicial districts having a population of more than two hundred and fifty thousand and less than one million inhabitants shall be fourteen thousand dollars (\$14,000) in judicial districts having a population of one hundred thousand and more but less than two hundred fifty thousand inhabitants shall be fourteen thousand dollars (\$14,000) in judicial districts having a population of sixty-five thousand or more and less than one hundred thousand inhabitants shall be twelve thousand dollars (\$12,000) in judicial districts having a population of less than sixty-five thousand inhabitants eleven thousand dollars (\$11,000) the amount of the salaries to be paid under this paragraph in the several judicial districts shall be determined and fixed according to the population of such districts as ascertained by reference from time to time to the last preceding decennial United States census

Section 5 The judges of the courts of common pleas of Dauphin County and the judges of the orphans' court of Dauphin County shall each receive eighteen thousand dollars (\$18,000) annually

Section 6 In any county where a separate orphans' court is established the annual salary of each judge of the said orphans' court shall be the same as is paid to the judge or judges of the court or courts of common pleas in such county

Section 7 The annual salary of the President Judge of the Municipal Court of Philadelphia shall be twelve thousand five hundred dollars (\$12,500) and the annual salary of each of the other judges of said court shall be twelve thousand dollars (\$12,000)

Section 8 The annual salary of the President Judge of the County Court of Allegheny County shall be twelve thousand five hundred dollars (\$12,500) and the annual salary of each of the other judges of said court shall be twelve thousand dollars (\$12,000)

Section 9 When any judge learned in the law is called in as now provided by law to assist the judge or judges of any other judicial district such judge so called in shall be entitled to receive for each day he is actually engaged in the performance of such duty the sum of twenty dollars (\$20) per day and actual traveling expenses not in excess of ten cents (\$10c) for each mile traveled to and from the place of holding court in such district

Section 10 The salaries or compensation of the associate judges not learned in the law of the courts of this Commonwealth shall be as follows Each such associate judge shall receive six dollars (\$6) per day for every day he may be employed in the discharge of his official duties provided that the salary of no such associate judge shall be less than seven hundred twenty dollars (\$720) annually each of said judges shall continue to be entitled to mileage as now provided by existing law

Section 11 The annual salaries hereinbefore provided for shall be paid monthly by warrant of the Auditor General on the State Treasurer

Section 12 This act shall become effective immediately upon final enactment

Section 13 The act approved the sixteenth day of May one thousand nine hundred and twenty-nine (P. L. 1780) entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County" the act approved the sixth day of May one thousand nine hundred and thirty-one (P. L. 97) entitled "An act to amend section nine of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (P. L. 1780) entitled 'An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County fixing the mileage for assigned judges' the act approved the first day of June one thousand nine hundred and thirty-one (P. L. 317) entitled "An act to amend section four of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (P. L. 1780) entitled 'An act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County' by providing that salaries of judges of the courts of common pleas of certain judicial districts shall be fixed on the basis of the population of their respective districts as shown from time to time by the last preceding United States census" the act approved the twenty-second day of May one thousand nine hundred and thirty-three (P. L. 921) entitled "An act to further amend section nine of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (P. L. 1780) entitled 'A act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County' by reducing the compensation and further defining the traveling expenses of judges presiding in other district" the act approved the twenty-fifth day of May one thousand nine hundred and thirty-seven (P. L. 794) entitled "An act to amend section five of the act approved the sixteenth day of May one thousand nine hundred and twenty-nine (P. L. 1780) entitled 'An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County' by extending the provisions of the said section to the judges of the orphans' court of Dauphin County" and the act approved the fifth day of May one thousand nine hundred fifteen (P. L. 258) entitled "An act fixing the salaries of the associate judges not learned in the law of the courts of this Commonwealth" be and the same are hereby repealed

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 94

Mr. TALLMAN. Mr. President, I move that the Sen-

ate do concur in the amendments made by the House to Senate Bill No. 94.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor.
Berger,	Haluska	Mallery,	Tyler
Blass,	Hare,	Margie,	Wade.
Carr.	Heyburn.	Rahauser,	Wagner.
Chapman.	Holland.	Rosenfeld,	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe,	Jaspan.	Scarlett.	Wilson.
Dent.	Kephart,	Snowden.	Wolfe,
DiSilvestro.	Klein,	Stevenson.	Wood, L. H.,
Doehla,	Lane,	Stiefel.	Wood, T. N.,
Donlan,	Leader,	Tallman.	Woodring.
Farrell.	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that Senate Bill No. 588, on concurrence in House amendments, entitled:

An Act to further amend section one thousand four hundred eighteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring the furnishing of free transportation or board and lodging in certain cases

go over in its order.

The PRESIDENT.. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 623, as follows:

An Act making an appropriation to the trustees of The Pennsylvania State College for the construction of buildings the furnishing of housing and other facilities and services the purchase of equipment and supplies and for other necessary expenses

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to assist in providing educational facilities and services for the greatly increased number of students a majority of whom are veterans of the United States armed forces now enrolled at The Pennsylvania State College or petitioning for admission thereto there is hereby specifically appropriated to the trustees of The Pennsylvania State College the sum of six million dol-

lars (\$6,000,000) to be used for any or all of the following purposes as said trustees may determine

(a) For the construction and furnishing of temporary housing facilities for students and faculty attending or employed by The Pennsylvania State College together with the necessary services roads walks grading and landscaping connected therewith

(b) To assist The Pennsylvania State College to finance the cost of construction equipment and furnishing of permanent housing feeding and medical facilities together with the necessary services including roads walks grading and landscaping for the accommodation and care of students at The Pennsylvania State College and for such other expenditures connected therewith as the trustees of the college may deem necessary

(c) To supplement the allocation of funds for the construction of academic buildings at The Pennsylvania State College made under the authority and according to the provisions of Act 72-A Laws of 1945 of the Commonwealth of Pennsylvania

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 623

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 623.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier,	Lord,	Tarr,
Becker.	Geltz,	Mahany.	Taylor.
Berger,	Haluska.	Mallery.	Tyler.
Blass,	Hare,	Margie,	Wade.
Carr.	Heyburn.	Rahauser,	Wagner.
Chapman	Holland.	Rosenfeld.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson.
Dent,	Kephart	Snowden.	Wolfe,
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.,
Doehla,	Lane,	Stiefel	Wood, T. N.,
Donlan,	Leader,	Tallman.	Woodring.
Farrell,	Letzler		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 707, entitled:

An Act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties and making an appropriation.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 707

Mr. TALLMAN. Mr. President, I move that the Senate non-concur in the amendments made by the House to Senate Bill No. 707.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that Senate Bill No. 709 on concurrence in House amendments, entitled:

An Act to further amend the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees retirement system and creating a retirement board for the administration thereof establishing certain funds from contribution by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" defining "year of service" further defining "accumulated deductions" and further regulating withdrawal and payments thereof

go over in its order, temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 753, as follows:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by further changing the provisions for markers and headstones at the graves of deceased service persons and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The first paragraph of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 286) is hereby further amended to read as follows

Section 426 Markers for Graves Headstones The County Commissioners of the several counties of this [State] Commonwealth shall from time to time as is considered expedient by the Commissioners procure appropriate markers for the graves of deceased service persons Such markers shall be of cast bronze [which term shall mean a proper composition of the following metals in the following proportions Copper eighty-five per centum tin five per centum zinc five per centum and lead five per centum] provided however that no Board of Commissioners shall be required to discard any markers of other materials already purchased by such commissioners whether or not already installed but no new markers shall in the future be purchased of metal other than cast bronze [herein defined] except that during periods of national emergency so proclaimed by the president of the United States when all available metals [is] are required for war materials suitable nonmetal substitutes for cast bronze may be used The County Commissioners shall procure bronze markers from some manufacturer or manufacturers engaged in the manufacturing of the same and in the contract for the furnishing thereof the manufacturer or manufacturers so furnishing such bronze markers shall warrant that the same are made of the following metals and in the following proportions Copper eighty-five per centum tin five per centum zinc five per centum and lead five per centum and such manufacturer or manufacturers shall be liable to the county to which they furnish such markers to an amount equal to the amount paid to them by the county for the same in the event that it shall be proved that such were not the proportions of the metals in such bronze markers but nothing except actual fraud on the part of the County Commissioners shall render them liable in any sense or for any amount if it should be established that said markers are not composed of the metals above recited and in the proportions above recited and no officer trustee association corporation or person in control of any cemetery or a public burying ground in this Commonwealth shall have the right to question the composition of such bronze markers or to require that they or any of them be chemically analyzed before being placed in the cemetery over which such officer trustee association corporation or person in control of any cemetery or a public burying ground has control or charge or under any circumstances to refuse to permit the erection thereof in such cemetery or public burying ground or to charge for making the foundations for the same more than is charged in such cemetery for making similar foundations of the same proportions as those required for such markers under the penalties prescribed by the act approved the thirtieth day of April one thousand nine hundred twenty-nine (P. L. 865) namely upon conviction thereof in a summary proceeding before a magistrate alderman or justice of the peace be sentenced to pay a fine of not less than ten dollars (\$10) nor more than one hundred dollars (\$100) for each offense

Section 2 This act shall become effective immediately upon final enactment

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 753

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 753.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 761, as follows:

An Act to amend section three of Article VIII of the act approved the twenty-second day of June one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" increasing the compensation of examining board members

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three of Article VIII of the act approved the second day of June one thousand eight hundred ninety-one (Pamphlet Laws 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" is hereby amended to read as follows

Section 3 For the purpose of examination of candidates for such certificates a board of examiners shall be appointed in each of the inspection districts provided for by this act The said board shall consist of the district inspector of mines two (2) practical miners and one owner operator or superintendent of a mine The said inspector shall act ex-officio and the said engineer and

owner operator or superintendent shall be appointed in like manner and at the same time as the boards of examiners for candidates for mine inspectorship under this act are now appointed The said board shall act as such for the period of one year from the date of their appointment Meetings of the board may be held at any time and they may make such rules and conduct such examinations as in their judgment may seem proper for the purpose of such examinations The said board shall report their action to the Secretary of [Internal Affairs] Department of Mines and at least three (3) of the members thereof shall certify to the qualification of each candidate who has passed such examination The traveling expenses of the members of such board to and from their place of meeting together with the sum of [five dollars] ten dollars per day to the said two (2) practical miners and owner operator or superintendent members of each board for each day they are actually engaged therein not exceeding ten (10) days in all during the year shall be paid by the Commonwealth on an order of the Auditor General drawn on the State Treasurer upon the certificate of the mine inspector member of such board

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution.

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BL THE HOUSE TO SENATE BILL No. 761

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 761.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 781, as follows:

An Act to further amend section 4 of the act approved the 5th day of May 1933 (P. L. 284) entitled as amended an act imposing a state tax payable by those herein defined as amnufacturers and by others on malt or brewed beverages used sold transported or delivered

within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" by further regulating the procedure for filing petitions for reassessment petitions for review and appeals to court and collection of delinquent taxes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 4 of the act approved the 5th day of May 1933 (P. L. 284) entitled as amended "An act imposing a state tax payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" as last amended by the act approved the 29th day of April 1937 (P. L. 527) is hereby further amended to read as follows

Section 4 (a) The payment of the taxes herein provided shall be evidenced by the affixing of malt beverage tax stamps or crowns to the original containers in which all malt or brewed beverages are placed received stored shipped or handled Such stamps or crowns shall be affixed to each individual container of malt or brewed beverages by manufacturers of this Commonwealth within twenty-four (24) hours after such malt or brewed beverages are placed therein and by manufacturers and other persons who import or bring any malt or brewed beverages into this Commonwealth before the same are transported within this Commonwealth for sale delivery or storage therein Nothing herein contained shall require stamps or crowns to be attached to containers of malt or brewed beverages which are transported through this Commonwealth and which are not sold delivered or stored therein if transported in accordance with such rules and regulations as may be adopted by the Department of Revenue and the Pennsylvania Liquor Control Board

Persons licensed as "Public Service Licensees" under the provisions of any law of this Commonwealth relating to the sale of liquor and malt or brewed beverages shall not be required on reaching the borders of this Commonwealth to evidence the payment of the tax herein provided for by affixing malt beverage tax stamps or crowns as provided for in this section on any malt or brewed beverage on which the Pennsylvania malt beverage tax has not been paid but instead shall keep such records of the sales of such malt or brewed beverages in this Commonwealth as the Department of Revenue shall prescribe shall submit monthly reports of such sales to the Department of Revenue upon a form prescribed therefor by said department and shall pay the tax due by the provisions of this act at the time such reports are filed

(b) It is the intent and purpose of this section to require all manufacturers and other persons with the exception of public service licensees to affix the stamps or crowns provided for in this act to all original containers in which malt liquors are normally placed prepared for market received sold or handled before such beverages are transported within the Commonwealth

(c) Any manufacturer or person other than a public service licensee who shall sell malt or brewed beverages to distributors retail dealers or consumers without affixing to the container the stamps or crowns required by this act and any person who shall purchase receive transport store or sell any malt or brewed beverages to which the stamps or crowns required by this act are not affixed except as herein provided in the case of public service

licensees shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced for the first offense to pay a fine of not less than one hundred (\$100) dollars or more than five hundred (\$500) dollars or to suffer imprisonment for a term not exceeding six (6) months or both in the discretion of the court and in the case of a conviction of a second or subsequent offense hereunder shall be sentenced to pay a fine of not less than two hundred (\$200) dollars or more than one thousand (\$1000) dollars and to suffer imprisonment for a term of not less than six (6) months or more than three (3) years

(d) If any person shall fail to pay any tax imposed by this act for which he is liable the department is hereby authorized and empowered to make an assessment of additional tax due by such person based upon any information within its possession or that shall come into its possession

(e) Promptly after the date of such assessment the department shall send by registered mail a copy thereof to the person against whom it was made within [thirty (30)] ninety (90) days after the date upon which the copy of any such assessment was mailed such person may file with the department a petition for reassessment of such taxes Every petition for reassessment shall state specifically the reasons which the petitioner believes entitle him to such reassessment and it shall be supported by affidavit that it is not made for the purpose of delay and that the facts set forth therein are true It shall be the duty of the department within [ninety (90) days] six (6) months after the date of any assessment to dispose of any petition for reassessment Notice of the action taken upon any petition for reassessment shall be given to the petitioner promptly after the date of reassessment by the department

(f) Within [thirty (30)] sixty (60) days after the date of mailing of notice by the department of the action taken on any petition for reassessment filed with it the person against whom such assessment was made may by petition request the Board of Finance and Revenue to review such action Every petition for review filed hereunder shall state specifically the reason upon which the petitioner relies [and shall be in such form as the Board of Finance and Revenue shall prescribe] or shall incorporate by reference the petition for reassessment in which such reasons shall have been stated The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true If the petitioner be a corporation joint-stock association or limited partnership the affidavit must be made by one of the principal officers thereof A petition for review may be amended by the petitioner at any time prior to the hearing thereon as hereinafter provided The Board of Finance and Revenue shall [dispose] act finally in disposition of such petitions filed with it within [ninety (90) days] six (6) months after they have been received and in the event of the failure of said board to dispose of any such petition within [ninety (90) days] six (6) months the action taken by the department upon the petition for reassessment shall be deemed sustained The Board of Finance and Revenue may sustain the action taken on the petition for reassessment or it may reassess the tax due upon such basis as it shall deem according to law and equity Notice of the action of the Board of Finance and Revenue shall be given by mail or otherwise to the department and to the petitioner

(g) The Commonwealth of Pennsylvania or any person aggrieved by the decision of the Board of Finance and Revenue or by the Board's failure to act upon his petition for review within [ninety (90) days] six (6) months may within sixty (60) days appeal to the court of common pleas of Dauphin County from the decision of the Board of Finance and Revenue or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlement

(h) In all cases of petitions for reassessment review or appeal the burden of proof shall be upon the petitioner or appellant as the case may be

(i) Whenever any assessment of additional tax is not paid within [thirty (30)] ninety (90) days after the date thereof if no petition for reassessment has been filed or within sixty (60) days from the date of reassessment if not petition for review has been filed or within [ninety (90)] sixty (60) days from the date of the decision of the Board of Finance and Revenue upon a petition for review or the expiration of the board's time for acting upon such petition if no appeal has been made and in all cases of judicial sales receiverships assignments or bankruptcies the department may call upon the Department of Justice to collect such assessment In such event in a proceeding for the collection of such taxes the person against whom they were assessed shall not be permitted to set up any ground of defense that might have been determined by the department the Board of Finance and Revenue or the Courts as aforesaid The department may also certify to the Liquor Control Board for such action as the Board may deem proper the fact that any person has failed to pay or duly appeal from such assessment of additional tax The department may also provide adopt promulgate and enforce such rules and regulations as may be appropriate to prevent further shipment or transportation of malt or brewed beverages into this Commonwealth by any person against whom such unpaid assessment shall have been made

Section 2 The provisions of this act shall become effective immediately upon final enactment

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 781

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 781.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier,	Lord,	Tarr,
Becker.	Geltz,	Mahany,	Taylor.
Berger.	Holuska	Mallery.	Tyler
Blass,	Hare,	Marge,	Wade
Carr.	Heyburn	Rahausen,	Wagner,
Chapman	Holland.	Rosenfeld,	Walker.
Orider	Homsher	Ruth	Watson,
Crowe.	Jaspan	Scarlett.	Wilson.
Dent	Kephart.	Snowden.	Wolfe,
DiSilvestro	Klein,	Stevenson.	Wood L. H.,
Doehla,	Lane,	Stiefel	Wood, T. N.,
Donlan.	Leader,	Tallman	Woodring.
Farrell	Letzler		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Oredered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 782, as follows:

An Act to amend the act approved the 21st day of May 1931 (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by further regulating the procedure for filing petitions for redetermination petitions for review and appeals to Court

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 7 of the act approved the 21st day of May 1931 (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lieu of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" is hereby amended to read as follows

Section 7 Determination and Redetermination of Tax Penalties and Interest Due

(a) If the department is not satisfied with the report and payment of tax made by any distributor under the provisions of this act it is hereby authorized and empowered to make a determination of the tax due by such distributor based upon the facts contained in the report or upon any information within its possession or that shall come into its possession

(b) Promptly after the date of any such determination the department shall send by registered mail a copy thereof to such distributor Within [thirty (30)] ninety (90) days after the date upon which the copy of any such determination was mailed such distributor may file with the department a petition for redetermination of such tax Every petition for redetermination shall state specifically the reasons which the petitioner believes entitles him to such redetermination and shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true It shall be the duty of the department within [ninety (90) days] six (6) months after the date of any determination to dispose of any petition for redetermination Notice of the action taken upon any petition for redetermination shall be given to the petitioner promptly after the date of redetermination by the department

(c) Within [thirty (30)] sixty (60) days after the date of mailing of notice by the department of the action taken on any petition for redetermination filed with it the distributor against whom such determination was made may by petition request the Board of Finance and Revenue to review such action Every petition for review filed hereunder shall state specifically the reason upon which the

petitioner relies [and shall be in such form as the Board of Finance and Revenue shall prescribe] or shall incorporate by reference the petition for redetermination in which such reasons shall have been stated. The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true. If the petitioner be a corporation joint-stock association or limited partnership the affidavit must be made by one of the principal officers thereof. A petition for review may be amended by the petitioner at any time prior to the hearing thereon as hereinafter provided. The Board of Finance and Revenue shall [dispose] act finally in disposition of such petitions filed with it within [ninety (90) days] six (6) months after they have been received and in the event of the failure of said board to dispose of any such petition within [ninety (90) days] six (6) months the action taken by the department upon the petition for redetermination shall be deemed sustained. The Board of Finance and Revenue may sustain the action taken on the petition for redetermination or it may redetermine the tax due upon such basis as it shall deem according to law and equity. Notice of the action of the Board of Finance and Revenue shall be given by mail or otherwise to the department and to the petitioner.

(d) The [department] Commonwealth of Pennsylvania or any person aggrieved by the decision of the Board of Finance and Revenue or by the board's failure to act upon his petition for review within [ninety (90) days] six (6) months may within sixty (60) days appeal to the court of common pleas of Dauphin County from the decision of the Board of Finance and Revenue or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlement.

(e) If any distributor shall neglect or refuse to make any report and payment of tax required by this act the department shall estimate the tax due by such distributor and determine the amount due by him for taxes penalties and interest thereon as prescribed herein from which determination there shall be no right of review or appeal. Upon any such neglect or refusal the liquid fuels permit or permits issued to such distributor may be suspended or revoked by the department and required to be surrendered to the department.

Section 2 The provisions of this act shall become effective immediately upon final enactment.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 782

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 782.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Orlder,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,

DISlivestro,
Doehla,
Donlan,
Farrell,

Klein,
Lane,
Leader,
Letzler,

Stevenson,
Stiefel,
Tallman.

Wood, L. H.,
Wood, T. N.,
Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 836, as follows:

An Act to further amend part of section one of the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs aowns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and in certain other cases into the State Employees' Retirement Fund for certain purposes" by further regulating the payment of such moneys into the State Employees' Retirement Fund.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The third paragraph from the end of section one of the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and in certain other cases into the State Employees' Retirement Fund for certain purposes" as last amended by the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 160) is hereby further amended to read as follows

Section 1 * * * * *

All moneys paid to the treasurer of any municipality shall be forthwith paid or credited to the pension or retirement fund or the premium on the pension annuity contract as the case may be to provide pension retirement or disability benefits for the policemen of such municipality or the dependents of such policemen. All moneys paid into the State Employees' Retirement Fund shall be credited in equal proportions to the State Annuity Accounts of the [accumulated deductions of the] members of the State Police who are contributing members to such fund.

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 836

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 836.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that Senate Bill No. 218, report of Committee of Conference, entitled:

An Act to further amend the first paragraph of section nine hundred seventy-six of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nominations of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by further providing procedure for rejection of nomination petitions papers or certificates

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

REPORT OF COMMITTEE OF CONFERENCE

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 318, as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 318, entitled: "An act validating and conferring titles to real estate conveyed by cities of the third class unless proceedings to attack such sales are instituted within six years after the effective date of this act."

Respectfully submit the following bill as our report:

GEORGE B. STEVENSON,
ROWLAND B. MAHANY,
CARLTON T. WOODRING,
(Committee on the Part of the Senate.)

WALTER E. ROSE,
RAY L. RILEY,
DAVID H. WEISS,

(Committee on the part of the House of Representatives.)

An Act validating and confirming titles to real estate conveyed by cities of the third class unless proceedings to attach such sales are instituted within six years after the effective date of this act or within six years after the date of the sale whichever date is earlier

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title to real estate heretofore sold by any city of the third class of this Commonwealth if the sale was authorized by an ordinance or resolution of the city council of said city and shall not be attacked in any proceedings instituted within six years after the effective date of this act is hereby declared to be good and valid and free and clear of any defects and any such person partnership or corporation grantee thereunder and his or her or its respective heirs successors and assigns shall hold and may convey such title and estate and all such conveyances heretofore made are hereby ratified and confirmed Nothing in this act shall be construed to apply to property which the city acquired other than by purchase

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 318.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF THE COMMITTEE OF CONFERENCE

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 826, as follows:

REPORT OF THE COMMITTEE OF CONFERENCE
ON HOUSE BILL No. 826

To the Members of the Senate and House of Representatives

We, the undersigned, Committee on Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 826, entitled: "An act relating to strikes by public employes, prohibiting such strikes, providing that such employes by striking terminate their employment, providing for reinstatement under certain conditions, providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board."

Respectfully submit the following bill as our report:

LOUIS H. FARRELL,
JAMES A. GELTZ,
(Committee on the Part of the Senate.)
CHARLES L. ROBERTSON,
ADAM T. BOWER,

(Committee on the part of the House of Representatives.)

An Act relating to strikes by public employes prohibiting such strikes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions and providing for hearings before Civil Service and Tenure Authorities and in certain cases before the Pennsylvania Labor Relations Board
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As used in this act

(a) The term "public employe" includes all persons holding a position by appointment or employment in the government of the Commonwealth of Pennsylvania or under any of its agencies boards commissions or other branches or in the government of any political subdivision of the Commonwealth or any authority or in the public school system

(b) The word "strike" means the failure to report for duty the wilful absence from one's position the stoppage of work or the abstinence in whole or in part from the full faithful and proper performance of the duties of employment for the purpose of inducing influencing or coercing a change in the conditions or compensation or the rights privileges or obligations of employment Provided however That nothing contained in this act shall be construed to limit impair or affect the right of any public employe to the expression or communication of a view grievance complaint or opinion on any matter related to the conditions or compensation of public employment or the betterment thereof so long as the same is not designed to stand does not interfere with the full faithful and proper performance of the duties of employment nor to limit impair or affect the right of any such employe to attend meetings conferences or hearing relating to such matters so long as such attendance is not designed to interfere with the full faithful and proper performance of the duties of employment for the further purpose of equitably carrying out the provisions of this act in order to avoid or minimize any possible controversies by making available full and adequate governmental facilities for the adjustment of grievances the governmental agency involved at the request of the public employes shall set up a panel of three members one to be selected by the employes one by the governmental agency and the two so selected to select a third member the members of the panel shall be compensated for all necessary expenses by the Commonwealth on the political subdivision thereof or the authority involved the panel shall meet within fifteen (15) days if the grievance can be adjusted through negotiation and informal conferences between the various parties it shall be so adjusted if the conference negotiations do not result in rulings satisfactory to all parties concerned the panel shall afford the public employes and the governmental agency a full hearing after which the panel shall make their findings copy of which shall

be sent to the Governor to the general assembly and to the head of the agency or political subdivision involved upon receipt of the findings of the panel the Governor or the head of the State agency or political subdivision involved may take administrative measures to remedy the complaints if the Governor or the head of the State agency or political subdivision finds that the situation complained of can only be remedied by legislative action the Governor may refer the matter to the legislature for correction or the head of the State agency or political subdivision may refer the matter to the proper law-making body if the members of the panel decide that legal counsel is necessary they may with the approval of the attorney general engage local counsel to advise them on the questions involved

Provided however that in the case of grievances or controversies involving employes of the public school system of the Commonwealth the school board or board of Public Education at the request of the employes shall set up a panel of three members one an employe of the school district to be selected by the employes one a member of the board of school directors or board of Public Education to be selected by such body and the third shall be the State Superintendent of Public Instruction or his nominee the members of the panel shall serve without compensation but shall receive all necessary traveling expenses which shall be paid by the school district or board of Public Education involved

Section 2 No public employe shall strike and no person exercising any authority supervision or direction over any public employe shall have the power to authorize approve or consent to a strike by one or more public employes

Section 3 Notwithstanding any other provisions of law any public employe who violates the provisions of this act shall thereby abandon and terminate his appointment or employment and shall no longer hold such job or position or be entitled to any of the rights or emoluments thereof except if appointed reappointed employed or re-employed as hereinafter provided

Section 4 Notwithstanding any other revision of law a person violating the provisions of this act may subsequently to such violation be appointed or reappointed employed or re-employed as a public employe but only upon the following conditions

(a) His compensation shall in no event exceed that received by him immediately prior to the time of such violation

(b) The compensation of such person shall not be increased until after the expiration of three years from such appointment or reappointment employment or re-employment and

(c) Such person shall be on probation for a period of five years following such appointment or reappointment employment or re-employment during which period he shall serve without tenure and at the pleasure of the appointing officer or body

Section 5 Notwithstanding the provisions of any other law any person holding such a position who without the lawful approval of his superior fails to report for duty or otherwise absents himself from his position or abstains in whole or in part from the full faithful and proper performance of his position shall be deemed on strike Provided That such person upon request shall be entitled to establish that he did not violate the provisions of this act Such request must be filed in writing within ten days after regular compensation of such employe has ceased in the case of a public employe who is entitled by law to a hearing upon dismissal or removal such written request shall be filed with the officer or body having power to remove such employe and such officer or body shall within ten days conduct a hearing to determine whether the provisions of this act have been violated by such public employe in the manner provided by law appropriate to a proceeding to dismiss or remove such public employe in the case of a public employe who is not entitled by law to a hearing upon dismissal or removal the request for a hearing shall be filed with the Pennsylvania Labor Re-

lations Board which shall within ten days conduct a hearing to determine whether the provisions of this act have been violated by such public employe in the manner provided for hearings before the board by the Pennsylvania Labor Relations Act all such proceedings shall be undertaken without unnecessary delay

On the question,
Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORTS OF COMMITTEE OF CONFERENCE

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 826.

Mr. HEYBURN. Mr. President, I second the motion.
On the question,
Will the Senate agree to the motion?

Mr. DENT. Mr. President, it is the desire of the minority to be recorded as voting "no."

And the question recurring,
Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34			
Becker,	Farrell,	Mahany,	Wade,
Berger,	Frazier,	Mallery,	Wagner,
Blass,	Geltz,	Scarlett,	Walker,
Carr,	Hare,	Snowden,	Watson,
Chapman,	Heyburn,	Stevenson,	Wilson,
Crider,	Homsher,	Tallman,	Wolfe,
Crowe,	Kephart,	Taylor,	Wood, L. H.,
Doehla,	Letzler,	Tyler,	Wood, T. N.,
Doulan,	Lord,		
NAYS—16			
Barr,	Holland,	Leader,	Ruth,
Dent,	Jaspan,	Margie,	Stiefel,
DiSilvestro,	Klein,	Rahausen,	Tarr,
Haluska,	Lane,	Rosenfeld,	Woodring.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF THE COMMITTEE OF CONFERENCE

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 952, as follows:

REPORT OF THE COMMITTEE OF CONFERENCE ON HOUSE BILL No. 952

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 952, entitled: "An act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (P. L. 1937 page 2897) entitled 'An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and adminis-

trative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer and prescribing penalties,' by further defining employees ineligible to compensation by providing for increases in the duration of benefits by changing the manner in which compromises are to be made and by providing a prison sentence for individuals fraudulently claiming benefits" respectfully submit the following bill as our report:

WELDON B. HEYBURN,
JAMES S. BERGER,
(Committee on the Part of the Senate.)
DAVID P. REESE, Jr.,
RAY L. RILEY,
(Committee on the part of the House of Representatives.)

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (P. L. 1937 page 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exception) selected on a civil service basis requiring employers to keep records and make repots and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by further defining employees ineligible to compensation by providing for increases in the duration of benefits by changing the manner in which compromises are to be made and by providing a prison sentence for individuals fraudulently claiming benefits

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three hundred nine point one of the act approved the fifth day of December one thousand nine hundred thirty-six (P. L. 1937 page 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exception) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" as amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 717) is hereby further amended to read as follows

Section 309.1 Compromises Where the Department is satisfied (1) that the employer is unable to make payment in full of contributions interest and penalties imposed upon him by the law or that it would be inequitable to require the payment in full of delinquent interest and (2) that the employer has acted in good faith the secretary is hereby authorized [with the approval of the Attorney General and under rules and regulations adopted therefor] to compromise delinquent interest and penalties due on any contribution and in the case of any employer that has been adjudged a bankrupt or for whom a receiver has been appointed to compromise the principal of any delinquent contribution as well as interest and penalties thereon Provided That any compromise of a total delinquent amount in excess of one

thousand dollars shall require the approval of the Attorney General

Section 2 Sections four hundred two and four hundred four of said act as amended by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1145) are hereby further amended to read as follows

Section 402 Ineligibility for Compensation An employee shall be ineligible for compensation for any week

(a) In which his unemployment is due to failure without good cause either to apply for suitable work at such time and in such manner as the department may prescribe or to accept suitable work when offered to him by the employment office or by any employer Provided That such employer simultaneously notifies the employment office of such offer

(b) In which his unemployment is due to voluntarily leaving work without good cause [Provided That no employee shall be deemed to be ineligible under this section where as a condition of continuing in employment such employee would be required to join or remain a member of a company union or to resign from or refrain from joining any bona fide labor organization or to accept wages hours or conditions of employment not desired by a majority of the employees in the establishment or the occupation or would be denied the right of collective bargaining under generally prevailing conditions] In determining whether or not an employee has left his work voluntarily without good cause the department shall give consideration to the same factors in so far as they are applicable provided with respect to the determination of suitable work under section four (t) and provided further that the provisions of this subsection shall not apply in the event of a stoppage of work which exists because of a labor dispute within the meaning of subsection (d)

(c) With respect to which or a part of which he has received or is seeking unemployment benefits under an unemployment compensation law of any other state or of the United States Provided That if the appropriate agency of such other state or of the United States finally determines that he is not entitled to such unemployment benefits the disqualification shall not apply

(d) In which his unemployment is due to a voluntary suspension of work resulting from an industrial dispute at the factory establishment or other premises at which he is or was last employed Provided That this disqualification shall apply only to any week of unemployment which in whole or in part includes any part of a period beginning with the day on which such suspension occurs and ending with (i) the last day of the fourth calendar week immediately following the calendar week in which such suspension occurs or (ii) the day on which such suspension was terminated whichever is the earlier

(d) In which his unemployment is due to a stoppage of work which exists because of a labor dispute at the factory establishment or other premises at which he is or was last employed Provided that this subsection shall not apply if it is shown that (1) he is not participating in or directly interested in the labor dispute which caused the stoppage of work and (2) he is not a member of an organization which is participating in or directly interested in the labor dispute which caused the stoppage of work and (3) he does not belong to a grade or class of workers of which immediately before the commencement of the stoppage there were members employed at the premises at which the stoppage occurs any of whom are participating in or directly interested in the dispute

(e) In which his unemployment is due to his discharge or temporary suspension from work for willful misconduct connected with his work and

(f) Which in whole or in part includes any part of the two-week period which immediately follows each period of employment under Shipping Articles

Section 404 Rate and Amount of Compensation Compensation shall be paid [with respect] to each eligible employee [whose benefit year begins prior to June first

one thousand nine hundred forty-five in accordance with the provisions of this act prior to that date and with respect to each eligible employee whose benefit year begins subsequent to May thirty-first one thousand nine hundred and forty-five] in accordance with the following provisions of this section

(a) The employee's weekly benefit rate shall be that rate which appears in "part B" and which is on the same horizontal line in "part A" as the interval which includes his "highest quarterly wage"

(b) The "highest quarterly wages" of an employee shall be the total wages (computed to the nearest dollar) which were paid to such employee in that calendar quarter in which such total wages were highest during the base year

(c) Each eligible employee who is totally unemployed with respect to any week ending subsequent to the sixth day of June one thousand nine hundred and forty-five and prior to the first day of January one thousand nine hundred and forty-six shall be paid with respect to such week compensation in an amount equal to his weekly benefit rate no payment shall be made for any week ending during such period unless the employee has been totally unemployed with respect to such week and has served one waiting] [week as required under section four hundred one (e) Provided That with respect to such week the employee has been totally unemployed for purposes of this subsection An employee shall be deemed totally unemployed with respect to any week during which he performs no services and with respect to which no remuneration is paid or payable to him or to any week of less than fulltime work if the remuneration paid or payable to him with respect to such week does not exceed three dollars (\$3.00)]

(d) Each eligible employee who is unemployed with respect to any week [ending the first day of January one thousand nine hundred and forty-six or thereafter] shall be paid with respect to such week compensation in an amount equal to his weekly benefit rate less that part of the remuneration of any paid or payable to him with respect to such week which is in excess of three dollars (\$3.00) such compensation if not a multiple of one dollar (\$1.00) shall be computed to the next higher multiple of one dollar (\$1.00) Provided That if at the end of any calendar quarter the balance in the unemployment trust fund to the credit of Pennsylvania is less than one and one-half times the highest amount paid out for compensation loss any refunds during any twelve consecutive months the maximum amount of compensation payable to any employee for a week of unemployment ending during the next calendar quarter shall not be in excess of eighteen dollars (\$18)

(e) Any otherwise eligible employee shall be entitled during his benefit year to an amount equal to his weekly benefit rate multiplied by the number which appears at the top of a column under "part C" to be ascertained by location on the same horizontal line on which his weekly benefit rate appears the interval which includes the total wages paid to him during his base year Provided That if at the end of any calendar quarter the balance in the unemployment trust fund to the credit of Pennsylvania is less than one and one-half times the highest amount paid out for compensation less any refunds during any twelve consecutive months no employee shall be paid compensation with respect to week of unemployment ending during the next calendar quarter in an amount which together with any amounts previously paid with respect to the same benefit year would be in excess of sixteen times the employee's weekly benefit rate or two hundred and eighty-eight dollars (\$288) whichever is the lesser and Provided Further That no employee shall be paid compensation in excess of twenty times his weekly benefit rate with respect to any benefit year which begins prior to the first day of October one thousand nine hundred forty-seven

(f) For the purposes of this section and of section four

hundred one (a) Wages paid with respect to employment performed under shipping articles shall be considered as having been paid in the respective calendar quarters in which the services of the employe were being performed

[Tables Specified For the Determination of
Rate and Amount of Benefits
(Section 404 Pennsylvania Unemployment
Compensation Law)]

Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	9	10
\$60-212	\$8	\$240-265	\$266-293
213-237	9	270-298	299-330
238-262	10	300-332	333-367
263-287	11	330-365	336-403
288-312	12	360-398	399-440
313-337	13	390-431	432-476
338-362	14	420-464	465-513
363-387	15	450-498	499-550
388-412	16	480-531	532-587
413-437	17	510-564	565-624
438-462	18	540-598	599-661
463-487	19	570-632	633-698
488 or More	20	600-665	666-735

[Tables Specified For the Determination of
Rate and Amount of Benefits
(Section 404 Pennsylvania Unemployment
Compensation Law)]

Part C Base Year Wages				
11	12	13	14	
\$294-321	\$322-349	\$350-377	\$378-405	
331-361	362-393	394-424	425-456	
368-402	403-437	438-472	473-507	
404-442	443-480	481-519	520-557	
441-482	483-524	525-566	567-608	
477-522	523-567	568-613	614-658	
514-562	563-611	612-660	661-709	
551-603	604-655	656-708	709-760	
588-643	644-699	700-755	756-811	
625-683	684-743	744-802	803-862	
662-724	725-787	788-850	851-913	
699-765	766-831	832-898	899-964	
736-805	806-875	876-945	946-1015	

[Tables Specified For the Determination of
Rate and Amount of Benefits
(Section 404 Pennsylvania Unemployment
Compensation Law)]

Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	15	16
\$60-212	\$8	\$406-433	\$434-461
213-237	9	457-487	488-519
238-262	10	508-542	543-577
263-287	11	558-596	597-634
288-312	12	609-650	651-692
313-337	13	659-704	705-749
338-362	14	710-758	759-807
363-387	15	761-813	814-865
388-412	16	812-867	868-923
413-437	17	863-921	922-981
438-462	18	914-976	977-1039
463-487	19	965-1031	1032-1097
488 or More	20	1016-1085	1086-1155

[Tables Specified For the Determination of
Rate and Amount of Benefits
(Section 404 Pennsylvania Unemployment
Compensation Law)]

Part C
Base Year Wages

17	18	19	20
\$462-489	\$490-517	\$518-545	\$546 or more
520-550	551-582	583-613	614 or more
578-612	613-647	648-682	683 or more
635-673	674-711	712-750	751 or more
693-734	735-776	777-818	819 or more
750-795	796-840	841-886	887 or more
808-856	857-905	906-954	955 or more
866-918	919-970	971-1023	1024 or more
924-979	980-1035	1036-1091	1092 or more
982-1040	1041-1100	1101-1159	1160 or more
1040-1102	1103-1165	1166-1228	1229 or more
1098-1164	1165-1230	1231-1297	1298 or more
1156-1225	1226-1295	1296-1365	1366 or more

Tables Specified for the Determination of
Rate and Amount of Benefits

(Section 404 Pennsylvania Unemployment
Compensation Law)

Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	9	10	11
\$60-212	\$8	\$240-265	\$266-293	\$294-321
213-237	9	270-298	299-330	331-361
238-262	10	300-332	333-367	368-402
263-287	11	330-365	366-403	404-442
288-312	12	360-398	399-440	441-482
313-337	13	390-431	432-476	477-522
338-362	14	420-464	465-513	514-562
363-387	15	450-498	499-550	551-603
388-412	16	480-531	532-587	588-643
413-437	17	510-564	565-624	625-683
438-462	18	540-598	599-661	662-724
463-487	19	570-632	633-698	699-765
488 or more	20	600-665	666-735	736-805

Tables Specified for the Determination of
Rate and Amount of Benefits
(Section 404 Pennsylvania Unemployment
Compensation Law)

Part C Base Year Wages				
12	13	14	15	16
\$322-349	\$350-377	\$378-405	\$406-433	\$434-461
362-393	394-424	425-456	457-487	488-519
403-437	438-472	473-507	508-542	543-577
443-480	481-519	520-557	558-596	597-634
483-524	525-566	567-608	609-650	651-692
523-567	568-613	614-658	659-704	705-749
563-611	612-660	661-709	710-758	759-807
604-655	656-708	709-760	761-813	814-865
644-699	700-755	756-811	812-867	868-923
684-743	744-802	803-862	863-921	922-981
725-787	788-850	851-913	914-976	977-1039
766-831	832-898	899-964	965-1031	1032-1097
806-875	876-945	946-1015	1016-1085	1086-1155

Tables Specified for the Determination of
Rate and Amount of Benefits

(Section 404 Pennsylvania Unemployment
Compensation Law)

Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	17	18	19
\$60-212	\$8	\$462-489	\$490-517	\$518-545
213-237	9	520-550	551-582	583-613
238-262	10	578-612	613-647	648-682
263-287	11	635-673	674-711	712-750
288-312	12	693-734	735-776	777-818
313-337	13	750-795	796-840	841-886

338-362	14	808-856	857-905	906-954
363-387	15	866-918	919-970	971-1023
388-412	16	924-979	980-1035	1036-1091
413-437	17	982-1040	1041-1100	1101-1159
438-462	18	1040-1102	1103-1165	1166-1228
463-487	19	1098-1164	1165-1230	1231-1297
488 or more	20	1156-1225	1266-1295	1296-1365

Tables Specified for the Determination of
Rate and Amount of Benefits
(Section 404 Pennsylvania Unemployment
Compensation Law)

Part C				
Base Year Wages				
20	21	22	23	24
\$546-573	\$574-601	\$602-629	\$630-657	\$658 or more
614-645	646-676	677-708	709-739	740 or more
683-717	718-752	753-787	788-822	823 or more
751-788	789-827	828-865	866-904	905 or more
819-860	861-902	903-944	945-986	987 or more
887-931	932-977	978-1022	1023-1068	1069 or more
955-1003	1004-1052	1053-1101	1102-1150	1151 or more
1024-1075	1076-1128	1129-1180	1181-1233	1234 or more
1092-1147	1148-1203	1204-1259	1260-1315	1316 or more
1160-1219	1220-1278	1279-1338	1339-1397	1398 or more
1229-1291	1292-1354	1355-1417	1418-1480	1481 or more
1298-1363	1364-1430	1431-1496	1497-1563	1564 or more
1366-1435	1436-1505	1506-1575	1576-1645	1646 or more

Section 3 Section eight hundred one of said act is hereby amended to read as follows

Section 801 False statements and representations to obtain or increase compensation Whoever makes a false statement or representation knowing it to be false or knowingly fails to disclose a material fact to obtain or increase any compensation or other payment under this act either for himself or for any other person shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than twenty nor more than fifty dollars [and in default of the payment of such fine and costs] or shall be sentenced to imprisonment for not longer than thirty days or both and each such false statement or representation or failure to disclose a material fact shall constitute a separate offense

Section 4 Except as otherwise specifically provided herein the amendments to sections three hundred nine point one four hundred two and eight hundred one shall become effective the first day of July one thousand nine hundred forty-seven and the amendments to section four hundred four shall become effective the first day of October one thousand nine hundred forty-seven any claim for compensation filed with respect to any week of unemployment ending on or after the first day of July one thousand nine hundred forty-seven shall be subject to the provisions of section four hundred two as amended by this act

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 952.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. DENT. The minority members desire to be recorded as voting in the negative.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34

Becker,	Farrell,	Mahany,	Wade,
Berger,	Frazier,	Mallery,	Wagner,
Blass,	Geltz,	Scarlett,	Walker,
Carr,	Hare,	Snowden,	Watson,
Chapman,	Heyburn,	Stevenson,	Wilson,
Crider,	Homsher,	Tallman,	Wolfe,
Crowe,	Kephart,	Taylor,	Wood, L. H.,
Doehla,	Letzler,	Tyler,	Wood, T. N.,
Donlan,	Lord,		

NAYS—16

Barr,	Holland,	Leader,	Ruth,
Dent,	Jaspan,	Margie,	Stiefel,
DiSilvestro,	Klein,	Rahausen,	Tarr,
Haluska,	Lane,	Rosenfeld,	Woodring,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 800, as follows:

An Act empowering cities of the second class cities of the second class A cities of the third class boroughs towns school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the Court of Quarter Sessions and to the Supreme Court and Superior Court

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The duly constituted authorities of cities of the second class cities of the second class A cities of the third class boroughs towns school districts of the second class school districts of the third class and school districts of the fourth class shall have the authority by ordinance or resolution to raise an amount not in excess of the maximum which could be raised on real estate by any such political subdivision by the application of the maximum millage allowed it by law applied to the then assessed value of its taxable real estate for general revenue purposes to levy assess and collect or provide for the levying assessment and collection of such taxes on persons transactions occupations privileges subjects and personal property within the limits of such political subdivision except the natural resources as it shall determine except that such local authorities shall not have authority by virtue of this act to levy assess and collect or provide for the levying assessment and collection of any tax on a privilege transaction subject occupation or personal property which is now or does hereafter become subject to a state tax or license fee nor have authority to levy assess or collect a tax on the gross receipts from utility service of any person or company whose rates and services are fixed and regulated by the Pennsylvania Public Utility Commission nor have authority except on sales of admission to places of amusement or on sales or other transfers of title or possession of property to levy assess or collect a tax on the privilege of employing such tangible property as is now or does hereafter become subject to a state tax if subsequent to the passage of any

ordinance or resolution under the authority of this act the General Assembly shall impose a tax or license fee on any privilege transaction subject or occupation or on personal property or on sales of admission to places of amusement or on sales or other transfers of title or possession of property taxes by any such political subdivision except the natural resources hereunder the act of assembly imposing the state tax thereon shall automatically vacate the ordinance or resolution passed under the authority of this act as to all taxes accruing subsequent to the end of the current fiscal year of such political subdivision It is the intention of this section to confer upon such political subdivision the power to levy assess and collect taxes upon any and all subjects of taxation which the Commonwealth has power to tax but which it does not now tax or license subject only to the foregoing provision that any tax upon a subject which the Commonwealth does hereafter tax or license shall automatically terminate at the end of the current fiscal year of the political subdivision

Section 2 Prior to the passage of any ordinance or the adoption of any resolution imposing a tax or license fee under the authority hereunder granted such political subdivision shall give notice of the intention to pass such ordinance or adopt such resolution Such notice shall be given in addition to all other notices required by law to be given and shall set forth the substantial nature of the tax or license fee to be imposed by the proposed ordinance or resolution Publication of such notice shall be made by advertisement once a week for four weeks in a newspaper of general circulation within such political subdivision if there is such newspaper and if there is not then such publication shall be made in a newspaper of general circulation within the county in which the advertising political subdivision is located

Section 3 No tax levied by any political subdivision to which this act applies shall go into effect until thirty days from the time of the adoption of the ordinance or resolution levying the tax within said thirty days taxpayers representing 25% or more of the total valuation of real estate in the political subdivision as assessed for taxation purposes or taxpayers of the political subdivision not less than 25 in number aggrieved by the ordinance or resolution shall have the right to appeal therefrom to the court of quarter sessions of the county upon giving bond with sufficient security in the amount of five hundred dollars (\$500) approved by the court to prosecute the appeal with effect and for the payment of costs the petition shall set forth the objections to the tax and the facts in support of such objections and shall be accompanied by the affidavit of at least five of the petitioners that the averments of the petition are true and the petition is not filed for the purpose of delay

No such appeal shall act as a supersedeas unless specifically allowed by the court to which the appeal is taken or a judge thereof

Immediately upon the filing of any such petition the petitioners shall serve a copy of the petition and any rule granted by the court upon the president chairman secretary or clerk of the legislative body levying the tax

The court shall fix a day for a hearing not less than 15 days nor more than 30 days after the filing of the petition notice of the time of such hearing shall be given to all interested parties as the court shall direct the court shall promptly hear and dispose of the appeal

It shall be the duty of the court to declare the ordinance and the tax imposed thereby to be valid unless it concludes that the ordinance is unlawful or finds that the tax imposed is unnecessary excessive or unreasonable but the court shall not interfere with the reasonable discretion of the legislative body in selecting the subjects or fixing the rates of the tax the court may declare invalid all or any portion of the ordinance or of the tax imposed

Any party to the proceeding shall have the right to appeal from the decision of the court of quarter sessions to the supreme or superior court as in other cases but

such appeal shall be taken within 30 days from the time the decree of the court was entered and not thereafter

Section 4 Any such political subdivision is hereby authorized to provide by ordinance or resolution for the creation of such bureaus or the appointment and compensation of such officers clerks collectors and other assistants and employes either under existing departments or otherwise as may be deemed necessary for the assessment and collection of taxes imposed under authority of this act

Section 5 Payment of any tax to any political subdivision pursuant to an ordinance or resolution passed or adopted prior to the effective date of this act shall be credited to and allowed as a deduction from the liability of taxpayers for any like tax respectively on salaries wages commission other compensation or on net profits of business professions or other activities and for any income tax imposed by any other political subdivision of this Commonwealth under the authority of this act

Payment of any tax on salaries wages commissions other compensation or on net profits of businesses professions or other activities to a political subdivision by residents thereof pursuant to an ordinance or resolution passed or adopted under the authority of this act shall be credited to and allowed as a deduction from the liability of such persons for any other like tax respectively on salaries wages commissions other compensation or on net profits of businesses professions or other activities imposed by any other political subdivision of this Commonwealth under the authority of this act

Payment of any tax on income to any political subdivision by residents thereof pursuant to an ordinance or resolution passed or adopted under the authority of this act shall to the extent that such income includes salaries wages commissions other compensation or net profits of businesses professions or other activities but in such proportion as hereinafter set forth be credited to and allowed as a deduction from the liability of such persons for any other tax on salaries wages commissions other compensation or on net profits of businesses professions or other activities imposed by any other political subdivision of this Commonwealth under the authority of this act

Where a credit or a deduction is allowable in any of the several cases hereinabove provided it shall be allowed in proportion to the concurrent periods for which the taxes are imposed by the respective political subdivisions but not in excess of the amount previously paid for a concurrent period

Section 6 Any tax imposed under this act shall not be subject to any limitations under existing laws as to rate or amount

Section 7 Any such political subdivision shall have power to prescribe and enforce penalties for the nonpayment within the time fixed for their payment of taxes imposed under authority of this act and for the violations of the provisions of ordinances or resolutions passed under authority of this act

Section 8 If any section provision or part of this act shall be held unconstitutional such unconstitutionality shall not affect the validity of the remaining sections provisions or parts of this act the Legislature hereby declares that it would have passed the remaining sections provisions or parts of this act if it had known that such sections provisions or parts thereof would be declared unconstitutional

Section 9 The provisions of this act shall become effective immediately upon final enactment

And the amendments made thereto having been printed as required by the Constitution.

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Barr,	Farrell,	Lord,	Tallman.
Becker,	Frazier,	Mahany,	Taylor,
Berger,	Geltz,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn.	Rahauser,	Wagner,
Chapman,	Homsher.	Rosenfeld.	Walker,
Crider,	Jaspan.	Ruth,	Watson,
Crowe,	Kephart.	Scarlett,	Wilson,
DiSilvestro.	Klein,	Snowden,	Wolfe,
Doehla,	Leader,	Stevenson.	Wood, L. H.,
Donlan,	Letzler.	Stiefel,	Woodring.

NAYS—6

Dent,	Holland,	Tarr,	Wood, T. N.,
Haluska,	Lane,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate resumed the consideration of House Bill No. 852, as follows:

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporation for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes and adding certain new routes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following routes established by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" and its amendments are hereby deleted as indicated or amended to read as follows

[Route 03110 Beginning at a point on Route 534 about 0.5 of a mile north of the Wayne-Cowan-Shannock Township line thence in a general southwesterly direction through Wayne and CowanShannock Townships to a point on Route 03109 about 1.1 miles northwest of the intersection of Routes 03109 and 534 in Armstrong County a distance of about 3.3 miles]

Route 03116 Beginning at a point on Route 66 about 0.5 of a mile northeast of Oakland (Distant Post Office) thence in an easterly and southeasterly direction through Mahoning Township to [a road intersection at or near] a point about 1.8 miles west of the Mahoning-Redbank Township line in Armstrong County a distance of about [3.4] 2.33 miles

Route 04051 Beginning at a point on Route [640 near the John Woung farm] 204 about one mile west of Route 04032 thence northerly in Chippewa Township and Big

Beaver Township to a point on Route 04044 in Beaver County a distance of about [2.5] 1.7 miles

Route 05046 Beginning at a point on Route 119 approximately two miles east of Grandview in Juniata Township Bedford County thence northerly through Juniata Township to a point on the Juniata-Napier Township line approximately 0.75 of a mile east of the Bedford-Somerset County line thence northeasterly through Napier Township to the Village of Helixville thence [southeasterly to a road intersection approximately two miles west of the Borough line of Schellsburg] northerly and easterly to a point on Route 05043 about one mile southwest of Route 365 in Bedford County a distance of about [6.8] 5.9 miles

Route 07002 Beginning at [a county road approximately three-fourths of a mile east of Cambria County line in Juniata Township Blair County thence south through Juniata Township to a point on the Juniata-Greenfield Township line thence southeast through Greenfield Township to a road intersection at a church approximately one mile southeast of Bob's Run thence northeasterly to a road intersection] the southern terminus of Route 07038 approximately one and one-quarter miles south of the village of Blue Knob thence easterly to the village of Fredericksburg thence southeasterly along Popular Run to a point on Route 47 in the Village of Claysburg in Blair County a distance of about [12.3] 7.8 miles

Route 07013 Beginning at a point on the southern borough line of Williamsburg Woodbury Township Blair County thence southerly through Woodbury Township to a road intersection approximately at Clover Creek thence northeasterly to the Village of Calcite thence northerly to the Village of Fisherville thence northerly to [a road] an intersection [in the Village of Cove Forge] with Route 07039 in Blair County a distance of about [6.9] 5.8 miles

Route 07022 Beginning at Frankstown Borough in Blair County Frankstown Township thence [southeast towards Robinson Run] southeasterly and northeasterly through Frankstown Huston and Woodbury Townships to a point on Route 07010 near Royer in Blair County a distance of about [3] 7.35 miles

[Route 07036 Beginning at a point on the northwestern line of Tyrone Borough thence westerly through Snyder Township in Blair County a distance of about 1.1 miles]

[Route 07037 Beginning at a point on Route 47 approximately 1.5 miles north of Claysburg thence northwesterly through Greenfield Township along Polecat Run to the Greenfield-Freedom Township line thence through Freedom Township to a point on Route 07006 approximately 0.6 of a mile east of the Freedom-Juniata Township line in Blair County a distance of 5.1 miles]

Route 07046 Beginning at a point on Route 07026 approximately one mile north of the Antis-Logan Township line thence easterly and southeasterly in Antis Township to a point on Route [07027 in the Village of Pine Croft] 55 in Blair County a distance of about [1.7] 2.3 miles

Route 08060 Beginning at a point on State Highway Route 20 at Gillette thence easterly southwesterly and easterly through South Creek and Ridgebury Townships to the intersection of State-aid Application 4310 about 1.25 miles north of Bentley Creek in Bradford County a distance of about [4.2] 5.53 miles

Route 08090 Beginning at a point on State Highway Route 15 about 3.0 miles south of North Orwell thence easterly through Orwell Township to Orwell thence easterly through Orwell Township to the intersection with Route 08089 at Pottersville thence northerly and northeasterly through Orwell and Warren Townships to a point on Route 08143 about 2 miles south of Route 699 in Bradford County a distance of about [7.6] 7.23 miles

Route 08124 Beginning at a point on Route [17 about 0.5 of a mile north of Stevenson] 08009 at Evergreen thence in a general northeasterly direction through Albany and Terry Townships to a point on Route 08020 about .05 of a mile east of the Asylum-Terry Township line in Bradford County a distance of about 5.5 miles

[Route 08157 Beginning at a point on Route 08115 about 0.25 of a mile West of the Susquehanna County line thence northeasterly in Tuscarora Township to a point on the Susquehanna County line in Bradford County a distance of about 1.4 miles]

Route 15178 Beginning at a point on Route 15110 about 1.55 miles north of the intersection of Routes 15110 and 541 thence in northeasterly and northerly direction through Highland and East Fallowfield [and Valley] townships by way of Glenrose [and crossing] to Route 15067 at Briarton [to a point on State-aid application 3835 at Westwood] in Chester County a distance of about [2.62] 1.74 miles

[Route 15227 Beginning at a point on Route 15106 about 0.2 of a mile northwest of Route 15107 thence extending in a northeasterly direction through Willistown Township to a point on Route 15228 about 1.1 miles southeast of the Malvern Borough-Willistown Township line in Chester County a distance of about 1.2 miles]

[Route 15232 Beginning at a point on Route 15147 at Fontaine thence northwesterly in Honey Brook Township to the Lancaster County line in Chester County a distance of about 1.4 miles]

Route 16061 Beginning at a point on Route 214 [at] south of Sandy Hollow thence in a general westerly direction through Madison Township to Sarah Furnace in Clarion County a distance of about [3.4] 2.54 miles

Route 17093 Beginning at a point on Route 17056 near Center School about 1.9 miles northwest of its intersection with Route 17057 thence in a northeasterly direction through Decatur Township to a point on Route [17057] 17125 about 0.3 of a mile northwest of [Drane] New Liberty in Clearfield County a distance of about [0.4 of a mile] 1.8 miles

Route 18040 Beginning at a point on Route 105 at Hyner thence in a northeasterly direction through Chapman Township Clinton County for a distance of about [1.0 mile] 2.5 miles to a Forestry Road

Route 19008 Beginning at a point on Route 19006 approximately 1.0 mile southeast of Newlin thence easterly through Locust Township to Mill Grove thence easterly northerly and westerly through Roaring Creek Township to a point on Route 19005 [approximately 0.75 of a mile east of Mill Grove] at Kulp in Columbia County a distance of about [1.5] 4 miles

Route 19057 beginning at a point on the Lycoming-Columbia County line about 1.0 mile north of Pine Summit thence easterly through Pine Township approximately 1.0 mile to Shingle Run thence [southerly along Shingle Run] northerly and easterly through Pine Township to the intersection of State Highway Route [303 approximately 1.5 miles northwest of its intersection with State Highway Route] 239 in Columbia County a distance of about [3.3] 3 miles

Route 21028 Beginning at a point in Monroe Township intersecting Route 21029 about one mile south of Churchtown thence through Monroe Township by way of Churchtown intersecting Routes 125 and 507 to a point intersecting Route 305 about one and one-half miles west of Locust Point thence northwesterly through Silver Springs and Middlesex Townships to an intersection with Routes 21011 and 21066 in Cumberland County a distance of about [3.2] 6.1 miles

Route 21069 Beginning at a point on Route [34 near Salem Church] 507 approximately one mile east of Mechanicsburg thence southeasterly through Hampden and Lower Allen Townships to an intersection with Route 21014 near Rossmoyne in Cumberland County a distance of about [5.0] 2.9 miles

Route 22006 Beginning at a point in Susquehanna Township intersecting Route 1 about one mile south of Rockville thence easterly through Susquehanna Township to a point in Lower Paxton Township intersecting Route 140-Spur at Lingletown thence from a point in West Hanover Township again intersecting 140-Spur easterly and southerly [to a point in West Hanover Township intersecting Route 140 near Manada Hill thence southerly

from a point intersecting Route 140 in West Hanover Township] via Manada Hill and Hanoverdale to a point connecting State-aid application 306 about three miles north of Union Deposit in Dauphin County a distance of about [12.15] 11.65 miles

Route 22007 Beginning at a point in Conewago Township at the Dauphin-Lancaster County Boundary line about two miles west of the Dauphin-Lebanon County line thence northerly through Conewago Derry and East Hanover Townships via Deodate Hershey and Sand Beach intersecting Routes 624 501 and 139 to a point in east Hanover Township [intersecting Route 140] at Shellsville thence [from a point in East Hanover Township intersecting Route 140 about one-half mile west of Shellsville thence] westerly and northerly through East Hanover Township to a point intersecting Route 22005 about one mile east of the East Hanover-West Hanover Township line in Dauphin County a distance of about [18.68] 17.66 miles

Route 22053 Beginning at a point on Application 692 near Grubers School thence in a westerly direction through East Hanover Township to a point on Route 140 about [0.3 of a mile] 1.4 miles east of the West Hanover Township line in Dauphin County a distance of about 2.5 miles

Route 23070 Beginning at a point on Nether Providence Township at the bridge over Crum Creek at the West Borough line of Swarthmore thence southwesterly and northwesterly through Nether Providence Township to a point on [Turner Road about 300 feet south of its intersection with the Pennsylvania Railroad] Route 23013 in Nether Providence Township in Delaware County a distance of about [.7 of a mile] 1.30 miles

[Route 23077 Beginning at a point on Route 421 about Station 98 in Nether Providence Township and extending in an easterly direction through Nether Providence Township by way of Wallingford Station on the Pennsylvania Railroad to a point on Turner Road about 50 feet south of its intersection with the Pennsylvania Railroad in Delaware County a distance of about .35 of a mile]

Route 25002 Beginning at a point on [Route 709 about two miles east of] the Ohio State line [at] thence easterly to Brown School Corners thence easterly and southerly in Coneaut Township through Cherry Hill and Kidders Corners to a point on Route 85 at Runyans Corners about .25 of a mile west of Albion Borough in Erie County a distance of about [7.3] 8.8 miles

Route 25061 Beginning at a point on the east line of Wattsburg Borough thence northeasterly in Venango Township along Spafford Run to a point on the public road near Tracy School about 1.5 miles west of the west line of New York State [thence northerly in Venango Township via Brummigen Corners and Macedonia School to the south line of Greenfield Township thence northerly in Greenfield Township via Wilson School Ashton Corners and Bulls Corners to the south line of Northeast Township thence northerly in Northeast Township to the Findley Lake Road at Burd School] in Erie County a distance of about [12.4] 1.18 miles

[Route 26066 Beginning at the intersection of State Route 113 about .25 of a mile southeast of Brownsville and extending in a northwest direction to the Brownsville Borough line in Fayette County a distance of about .46 of a mile]

[Route 26106 Beginning at a point on the Monongahela River at Huron Station in German Township and extending in a southeasterly direction of Big Tree in Fayette County a distance of about .6 of a mile]

Route 26120 Beginning at the [intersection of the improved county road and Route 26107 near Tippecanoe] eastern end of Route 26020 thence in a general southerly direction through [Redstone and] Franklin [Townships] Township to a point on Route 26022 about 0.2 of a mile west of the Smock School in Fayette County a distance of about [2.2 miles] 0.7 of a mile

Route 27010 Beginning at [an intersection with Route 253 about .5 of a mile northeast of Nebraska being the

Guitonville Road extending east and northeast in Greene Township to a point on the Greene-Kingsley Township line thence northeasterly and southeasterly through corner of Kingsley Township to a point on the Kingsley-Greene Township line a point on Route 27019 about one mile south of Nebraska thence through Green Township via [Geebuck Corners] Golinza and Guitonville to a point on the Greene-Kingsley Township line thence through southeast corner of Kingsley Township via Muzette Corners to a point on the Kingsley-Jenks Township line about 1.25 miles north of southeast corner of Kingsley Township thence easterly in Jenks Township via Williams Station and Peters Corners to an intersection with Route 380 [at] near Roses in Forest County a distance of about 13.1 miles

Route 31010 Beginning at a point on Route [31008 about 2 miles north of Route] 192 about three miles north of the Fulton County line thence easterly and northeasterly through Clay Township to a point on the south Borough line of Three Springs in Huntingdon County a distance of about [5.07] 4.34 miles

Route 31031 Beginning at a point on Route 193 approximately one-quarter mile south of Georges Creek in Tell Township Huntingdon County thence southeasterly through Tell Township to a point on Route 45-Spur in the Village of Blairs Mills thence [northerly] southerly to a point on the [Huntingdon] Juniata County line approximately one-eighth mile [west] south of [Tuscarora] Narrows Creek in Huntingdon County a distance of about [3.3] 4.34 miles

Route 31049 Beginning at a point on Route 121 approximately one-eighth mile north of the Black Log Railroad Station in Cromwell Township Huntingdon County thence northerly through Cromwell Township along Black Log Creek to a point on the Cromwell-Shirley Township line thence northerly through Shirley Township to a point [on the Juniata-Huntingdon County line] of intersection with Route 31097 in Huntingdon County a distance of about [11.6] 8.32 miles

[Route 31053 Beginning at a point on Route 261 in the Village of Donation in Oneida Township Huntingdon County thence northwesterly through Oneida Township to a road intersection at the Donation School thence northerly to a point on the Oneida-West Township line approximately three-eighths mile south of Horn Run in Huntingdon County a distance of about 1.5 miles]

Route 31058 Beginning at a point on Route 346 in the Village of Spruce Creek Township Huntingdon County thence northwesterly through Spruce Creek Township to a point on the Spruce Creek-Warriors Mark Township line thence northwesterly through Warriors Mark Township to [a road intersection approximately one-quarter mile southeast of the Rural Choice School] the Birmingham Borough line thence from the Birmingham Borough line at Tyrone Street northwesterly to a point on Route 55 in Huntingdon County a distance of about [3.0] 5.0 miles

[Route 31063 Beginning at a point on Route 352 approximately one and five-eighths miles southwest of the Village of Cottage in West Township Huntingdon County thence easterly through West Township along Shaver Creek in Huntingdon County a distance of about 0.4 miles]

Route 32033 Beginning at a point on the [northern] western borough line of Jacksonville at Coal Run Road in Young Township Indiana County thence northwesterly through Young Township to the Village of McIntyre thence northwesterly to a point on the Young-Armstrong Township line approximately .3 of a mile south of Route 188 thence north and northwesterly in Armstrong Township to the Young-Armstrong Township line about .1 of a mile south of Route 188 thence northwesterly in Young Township to a point on Route 188 approximately .10 of a mile west of the Armstrong-Young Township line in Indiana County a distance of about [4.5] 4.3 miles

[Route 32155 Beginning at a point on Route 32120 about 0.7 of a mile west of its intersection with Route 32016 thence in a northerly direction through Blacklick Town-

ship to a point on Route ——— in Indiana County a distance of about 1.1 miles]

Route 32166 Beginning at a point on Route 32032 at Nesbit Run Junction thence in a northwesterly and northerly direction through Young Township to a point on Route 32165 about .6 of a mile south of West Lebanon in Indiana County a distance of about [3.0] 3.35 miles

[Route 33072 Beginning at a point on Route 33036 about 0.6 of a mile south of Trout Run School thence in an easterly direction through Bell and Henderson Townships to the Big Run Borough line in Jefferson County a distance of about 2.8 miles]

Route 34001 Beginning at a point in Lack Township [on the boundary line between Juniata and Huntingdon Counties about three miles north of the point of intersection between Juniata Huntingdon and Franklin Counties] on Route 45 about .4 of a mile northeast of Waterloo thence [northeasterly] northerly through Lack Township to a point intersecting Route 193 at Cross Keys in Juniata County a distance of about [6.06] 5.8 miles

Route 38003 Beginning at a point in North Londonderry Township on Route 38001 about one-half mile east of the eastern line of Palmyra Borough thence westerly to a point on the eastern boundary line of Palmyra Borough thence from a point on the northern boundary line of Palmyra Borough through North Londonderry and East Hanover Townships via Valley Glen thence north-easterly and westerly from a point 1.4 miles north of Valley Glen [intersecting] crossing Route 140 [at a point about .5 of a mile west of East Hanover] thence [from a point intersecting Route 140 about one and one-half miles east of the Lebanon-Dauphin County line] northerly and easterly through East Hanover and Union Townships via Rankstown to a point intersecting Route 141-Spur at Bordersville in Lebanon County a distance of about [15.9] 17.88 miles

Route 38004 Beginning at a point in West Cornwall Township on the eastern boundary line of Mount Gretna Borough thence northerly to a point intersecting Route 501 about one-half mile east of the West Cornwall-South Annville Township line thence from a point intersecting Route 280 about one-half mile west of the West Cornwall-South Annville Township line northerly through south Annville and Annville Townships to a point intersecting Route 139 thence from a point in North Annville Township intersecting Route 651 about one mile north of the North Annville-Annville Township line through North Annville and East Hanover Townships to [a point intersecting Route 140 about one-half mile east of] Ono in Lebanon County a distance of about [10.3] 10.57 miles

Route 39055 Beginning at a point on Route 39057 in Heidelberg Township approximately 1.75 miles northwest of Newside thence northerly through Heidelberg and Washington Townships [Crossing] to a point on Route 39054 [thence to a point where it intersects state-aid application 745 at Lehigh Furnace] in Lehigh County a distance of about [2.75] 1.26 miles

[Route 39095 Beginning at a point at the intersection of Welshtown road and the Borough Line of Slatington thence northwesterly and westerly through Washington Township to a township road thence southerly to a township road thence southwesterly and southerly to a point on application 745 about 0.2 of a mile west of the intersection of Route 39096 and application 745 in Lehigh County a distance of about 2.6 miles]

Route 41001 Beginning [at a point on the Lycoming-Clinton County line about 2.5 miles northwest of the corner between Clinton Union and Lycoming Counties thence northeasterly through Washington Township along White Deer Hole Creek to] in Texas Village thence northeasterly through Washington Township to the intersection with State Highway Route 176 at Elimsport in Lycoming County a distance of about [8.9] 3.7 miles

[Route 43003 Beginning at the Lawrence-Mercer County line and running in a northwest direction in Shenango Township past Oak Hill School to a point of intersection with the New Bedford-Middlesex Road at Clark's Corners in Mercer County a distance of about 1.6 miles]

Route 43006 Beginning at [State Route 238 at Clark's Corners and running east through Shenango Township to a point on the dividing line between Shenango and Lackawannock Townships thence in a generally northwesterly direction by way of] a point on Route 43005 at Carbon Crossroads thence to Strubble Corners thence north through Greenfield and continuing north in Lackawannock Township to a point on the dividing line between Lackawannock and Jefferson Townships across State Route 74 at Charleston and continuing north in Jefferson Township to a point of intersection with State Route 320 at the Seth Fruit Farm in Mercer County a distance of about [10.8] 9.4 miles

Route 43016 Beginning at a point on the dividing line between Lawrence and Mercer Counties about .75 of a mile east of Number 2 Mine and running north through Springfield Township [by way of Number 5 Mine and Blacktown to a point on the dividing line between Springfield and Findley Townships thence north in Findley Township] to a point of intersection with State Route [73 known as Uber's Corners] 43014 in Mercer County a distance of about [5.8] 2.07 miles

Route 43057 Beginning at a point on [the old Franklin-Mercer pike .75 of a mile west of the Mercer County line and running north in Worth Township to a point on the dividing line between Worth and Sandy Lake townships thence north through Sandy Lake township across state] route Route 208 at Booher's Corners thence north to a point on the dividing line between Sandy Lake and Mill Creek townships thence north in Mill Creek township past the Glenn School to Route 43073 at Five Points in Mercer County a distance of about [7.5] 3.96 miles

Route 44007 Beginning at the eastern boundary line of Lewistown Borough and leading easterly through Derry township to Maitland thence easterly through Derry and Decatur townships to a point on Route 28 near Wagner in Mifflin County a distance of about [4.25] 10.8 miles

[Route 44016 Beginning at a point in Decatur Township at the village of Shindle thence northerly through Decatur Township via Soradoville to a point intersecting Route 44002 at Dormantown in Mifflin County a distance of about 3.98 miles]

Route 44024 Beginning at a point on Route 44002 at Vira thence in a general southwesterly direction through Derry Township to the Burnham Borough line in Mifflin County a distance of about 2.0 miles]

[Route 44025 Beginning at a point on Route 44015 about .75 of a mile south of Snook thence southwesterly through Decatur Township to a point on Route 44016 in Mifflin County a distance of about 2.6 miles]

[Route 44030 Beginning at a point on Route 44024 about .8 of a mile southwest of Vira thence northeasterly through Derry Township to a point on Route 44002 in Mifflin County a distance of about .9 of a mile]

[Route 45013 Beginning at a point on State Highway Route 167 in Middle Smithfield Township approximately .25 of a mile east of Turn Villa thence in a southerly direction to Nelson Lake in Middle Smithfield Township in Monroe County a distance of about 1.25 miles]

Route 45041 Beginning at a point on State Highway Route 164 at Brodheadsville in Chestnut Hill Township thence northerly through Chestnut Hill Township to a point intersecting Route 45042 at McMichaels [thence northwesterly through Chestnut Hill and Tunkhannock Townships to a point where it intersects Route 45040 at Long Pond in Tunkhannock Township] in Monroe County a distance of about [12.90] 5.7 miles

[Route 45046 Beginning at a point on Route 45045 about one mile south of the village of Dottersville thence in a northerly direction by the way of Little Creek to the village of Dottersville in Monroe County a distance of about one mile]

[Route 45065 Beginning at the Stroudsburg Borough line at the end of third street thence northwesterly through Stroud Township to a point on route 169 about .1 of a mile north of Stroudsburg Borough in Monroe County a distance of about .1 of a mile]

[Route 45082 Beginning at a point on Route 45059

about .03 of a mile southeast of Route 167 thence in a southeasterly direction through Smithfield Township to a point on Route 461 W about 1.0 mile southeast of Marshalls Creek in Monroe County a distance of about .06 of a mile]

Route 49056 Beginning at a point on Route 49055 near its intersection with Route 49054 thence northerly through East Chillisquaque Township to the intersection with State Highway Route 259 at Pottsgrove thence northerly in East Chillisquaque and Turbot Townships to a point on Route 635 in Northumberland County a distance of about [1.5] 3.7 miles

[Route 49070 Beginning at a point on State Highway Route 336 in Coal Township about 1.5 miles northwest of Shamokin Borough thence northeasterly through Coal Township to its intersection with State Highway Route 161 about .5 of a mile south of Weigh Scales in Northumberland County a distance of about .6 of a mile]

[Route 49080 Beginning at a point on Route 49081 approximately .07 of a mile south of its intersection with Route 49027 thence in a westerly direction through Rockefeller Township to a point on Route 49027 about 1.0 mile south of the intersection of Route 49027 and 49028 in Northumberland County a distance of about .8 of a mile]

[Route 49081 Beginning at a point on Route 49080 about one half mile south of Seven Points thence northerly in Rockefeller Township to a point on Route 49027 about .1 of a mile west of its intersection with Route 49028 in Northumberland County a distance of about .7 of a mile]

[Route 49106 Beginning at a point on Route 182 at Union Corner thence in a westerly direction through Rush Township to a point on Route 49074 about 1.0 mile south of its intersection with Route 49074 about 1.0 mile south of its intersection with Route 49040 in Northumberland County a distance of about 5.4 miles]

[Route 49112 Beginning at a point on Route 49007 about .01 of a mile east of the Dauphin-Northumberland County line thence northerly and westerly through Jordon and Lower Mahanoy Townships to a point on Route 336 near Route 49003 in Northumberland County a distance of about 2.5 miles]

Route 50001 Beginning at a point in [Toboyne] Jackson Township at [a point on a township road along Houston Run about .5 of a mile west] the west end of a bridge across Houston Run about 1.4 miles east of the Jackson-Toboyne Township line thence easterly and northerly through [Toboyne and] Jackson [Townships] Township to a point on the southern boundary line in Blain Borough thence from a point on the northern boundary line of Blain Borough easterly through Jackson Southwest Madison Northeast Madison and Saville Townships by way of Stony Point and Kistler intersecting Route 59 to a point in Saville Township intersecting Route 191 at Ickesburg thence from a point in Saville Township intersecting Route 191 about .5 of a mile southwest of Ickesburg easterly and southerly to a point intersecting Route 591 at Eschol thence from a point in Tuscarora Township intersecting Route 591 about .5 of a mile east of the Tuscarora-Saville Township line easterly through Tuscarora Township to a point intersecting Route 50024 about one mile southeast of Route 191 in Tuscarora Township thence from a point on Route 31 about .25 of a mile south of Millerstown orough in Greenwood Township in an easterly direction through Greenwood and Liverpool Townships by way of Reward and Berlee to a point on the western boundary line of Liverpool Borough in Perry County a distance of about [38.46] 36.4 miles

Route 50015 Beginning at a point in Watts Township intersecting Route 275 about [1.5 of a mile] 2.75 miles north of Amity Hall thence [northeasterly and] easterly to a point on the northern boundary line of New Buffalo Borough thence [from a point on the northern boundary line of New Buffalo Borough] northerly through Watts Township to the intersection of a township road leading to Half Falls about .5 of a mile south of the Watts-Buffalo Township line in Perry County a distance of about [6.42] 5.41 miles

Route 50036 Beginning at a point on Route 50004 about

0.5 of a mile east of Pine Grove School thence in an easterly direction through Miller Township to the Wheatfield Township line near Losh Run Station in Perry County a distance of about 3.8 miles

Route 50050 Beginning at a point on Route [50008 about 0.2 of a mile east of the Jackson-Southwest Madison Township line in Couchtown] 50001 south of Blain thence extending in an easterly direction via Couchtown and Green Grove School through Jackson Township and Southwest Madison Township to a point on Route 50009 near Shermans Creek in Perry County a distance of about [2.7] 4.1 miles

Route 53047 Beginning at the Northumberland County line west of Klingerstown thence easterly through Upper Mahantango Township to Hepler thence easterly through Upper Mahantango and Eldred Townships to the intersection with Route 723 about .5 of a mile east of Pitman thence easterly to a point on Route 53055 in Schuylkill County a distance of about [13.4] 12.55 miles

[Route 53093 Beginning at a point on Route 753 at Weishample thence in a southeasterly northeasterly and northwesterly direction through Barry Township to a point on Route 753 about 0.4 of a mile southwest of Mabel in Schuylkill County a distance of about 2.7 miles]

[Route 53112 Beginning on Route 53063 about 0.5 of a mile north of the Lehigh Valley Railroad thence northwesterly through Mahanoy East Union and Union Townships to Route 53042 about 1.0 mile east of Krebs in Schuylkill County a distance of about 2.5 miles]

Route 54001 Beginning at a point on the Juniata County line about six miles east of the corner between Mifflin Juniata and Snyder Counties thence easterly along the West Branch of Mahantango Creek a distance of about three miles thence northerly and easterly through West Perry and Perry Townships to the intersection with State Highway Route 195 about 1.5 miles north of Mt. Pleasant Mills in Snyder County a distance of about 8.6 miles

Route 55007 Beginning at a point on State Highway Route [195 about 1.5 miles South of Middleburg thence southeasterly through Franklin and Washington Townships to the crossing of State Highway Route 194 about two miles west of Freeburg] 54016 near its intersection with Route 54017 thence southerly through Washington Township to the Chapman Township line thence southeasterly through Chapman Township to the line between Chapman and Union Townships thence southeasterly along the Chapman-Union Township line to the intersection with State Highway Route 229 about three miles northeast of McKees Half Falls in Snyder County a distance of about [11.4] 7.05 miles

[Route 54020 Beginning at a point on State Highway Route 229 about 1.5 miles south of the crossing of Middle Creek thence westerly through Union Township to the intersection with Route 54014 about 0.5 of a mile north of Verdilla in Snyder County a distance of about 1.7 miles]

Route 54021 Beginning at a point on State Highway Route 229 just south of the bridge over Middle Creek thence westerly through Union and Penn Townships to [the crossing of Middle Creek at the Washington Township line and the intersection with] Route [54014] 54051 in Snyder County a distance of about 1.4 miles

Route 56023 Beginning at a point on [the Bradford County line at the end of] Route 56018 about .8 of a mile southwest of the Bradford County line thence southeasterly through Forks Township along Black Creek to the Cherry Township line thence easterly through Cherry Township to the western boundary of Dushore Borough in Sullivan County a distance of about [6.8] 7.15 miles

Route 57020 Beginning at a point on Route 57010 Lathrop Township approximately .5 of a mile East of Springville Township line thence northerly through Lathrop Township intersecting Route 57019 thence northerly through Lathrop and Brooklyn Townships thence northeasterly through Brooklyn Township [crossing County Road at] via Lindaville thence northerly through Brooklyn Township crossing Route 9 Spur [and County

Road] near Brooklyn [in Brooklyn Township] to a point where it intersects Route [174 approximately 1.75 miles southwest of Alford] 57110 in Susquehanna County a distance of about [7.43] 6.7 miles

Route 57073 Beginning at a point on Route 57074 [Silver Lake Township at] 1.2 miles southeast of Brackney thence northerly and easterly through Silver Lake and Liberty Townships intersecting Route 57072 thence to a point where it intersects Route 263 at Brookdale in Susquehanna County a distance of about [6.47] 5.9 miles

Route 57082 Beginning on Route 57086 approximately [2.5 miles] one mile south of the Apolacon Township line thence in a [northeasterly] southeasterly direction through Middletown Township to Jackson Valley thence in a southeasterly direction thence easterly crossing Route 468 near Middletown Center intersecting Route 57088 thence northeasterly through Middletown Township to the southeasterly boundary line of the Borough of Friendsville thence from the northerly Borough line of Friendsville in a northerly direction through Choconut Township to a point where it intersects Route 57083 approximately 1.5 miles east of the Apolacon Township line in Susquehanna County a distance of about [10.41] 10.66 miles

[Route 57100 Beginning at a point on Route 57098 about 0.4 of a mile south of Transue School thence southwesterly through Auburn Township to the Bradford County line in Susquehanna County a distance of about 0.3 of a mile]

[Route 57118 Beginning at a point on Route 468 about 0.5 of a mile north of Middletown Center thence in a northeasterly direction through Middletown and Apolacon Townships to the Friendsville Borough line in Susquehanna County a distance of about 2.9 miles]

Route 57124 Beginning at a point on Route [57078 about 0.2 of a mile south of Route 57116] 57074 about 1.2 miles north of Laurel Lake thence easterly and southeasterly through Silver Lake and Liberty Townships to a point on Route 57075 about 1.0 mile west of Lawsville Centre in Susquehanna County a distance of about [6.3] 4.3 miles

[Route 57136 Beginning at a point on Route 365 about 0.5 of a mile south of Gelatt thence in a northwesterly direction through Gibson Township to a road intersection near the outlet of Stearns Lake in Susquehanna County a distance of about 1.0 mile]

Route 59016 Beginning at a [point on State Highway Route 27 at] road intersection about 1.5 miles north of Dry Valley Crossroads thence northerly through [Union and] East Buffalo [Townships] Township to the intersection of State Highway Routes 24 and 26 near the Lewisburg High School in Union County a distance of about [4.8] 3.5 miles

Route 61045 Beginning at a point on the south borough line of Youngsville thence in a general southwesterly direction through Brokenstraw [and Deerfield Township] township by way of York Hill School to [a point on Route 61012 about 0.75 of a mile north of Davy Hill School] a road intersection in Warren County a distance of about [5.7] 2 miles

Route 62040 Beginning at Route 62052 near the Bentleyville Borough line thence northerly past Farquhar school [and properties of Hetherington heirs C A Hayden and V D. Irwin to] a distance of about 1.6 miles thence northeasterly and northerly past Dickey's school over Route 62160 to Route 181 at Ginger Hill in Washington County a distance of about [4.6] 5.1 miles

[Route 62044 Beginning at a point on the county road near the north borough line of Cannonsburg thence northwardly to an intersection with Route 108 near Hickman in Washington County a distance of about 1.9 miles]

[Route 62072 Beginning at state route 325 about 0.6 mile south of Horne's Schoolhouse thence easterly through Amwell Township to county road near Lone Pine in Washington County a distance of about 1.4 miles]

[Route 62144 Beginning at a point on the county road extending between Prosperity and Lindley's Mills about 0.4 of a mile northwest of the terminus of route 62082 and

extending in a northerly and easterly direction through Morris Township to an intersection with route 62102 about 0.4 of a mile northwest of Bane Creek in Washington County a distance of about 2.3 miles]

[Route 62152 Beginning at the point of intersection with route 62128 at the Liberty M E Church thence in a northeasterly direction through Amwell Township to route 62131 at a point about 0.6 of a mile west of Judge Chambers School in Washington County a distance of about 1.2 miles]

[Route 62154 Beginning at a point on a county road about 1.5 miles northwest of the Lone Pine School at Whitehill Farm thence in a northerly direction through Amwell Township by way of Redd Run School to a point on route 113 at the Amwell-South Strabane Township line in Washington County a distance of about 3.5 miles]

Route 63021 Beginning at a point on State Highway Route [575 approximately one mile west of Wilsonville in Paupack Township thence westerly through Paupack Township touching State Highway Route] 575 at Uswick thence northwesterly through Paupack and Cherry Ridge Townships to a point where it intersects State Highway Route 171 near Hoadleys thence northerly to an intersection with Route 63034 in Wayne County a distance of about [7.4] 7.74 miles

Route 63027 Beginning at a point on [a county road] Route 335 approximately .25 of a mile northwest of Narrowsburg New York thence northerly through Damascus Township intersecting Route 63029 at Milanville thence northerly through Damascus Township intersecting county road a Damascus thence northerly through Damascus Township thence westerly through Damascus Township intersecting Route 63045 thence northwesterly through Damascus and Manchester Townships thence southwesterly through Manchester and Damascus Townships to a point where in intersects State Highway Route 173 approximately .9 of a mile south of the Village of Lookout in Manchester Township in Wayne County a distance of about [21.95] 20.5 miles

Route 63038 Beginning at a point on State Highway Route [583 approximately .5 of a mile northeast of the junction of Susquehanna Lackawanna and Wayne Counties] 949 about 1.25 miles north of the intersection of Route 63037 thence easterly through Clinton Township [crossing county road thence easterly through Clinton Township] to a point where it intersects State Highway Route 227 at Aldensville in Wayne County a distance of about [6.9] 2.1 miles

Route 63046 Beginning at a point at the present end of county road in the Village of Stalker in Manchester Township thence southeasterly through Manchester Township to a point where it intersects a secondary township road in Wayne County a distance of about 1.35 miles]

Route 63053 Beginning at a point on the present northerly end of State Highway Route 584 in Preston Township thence in a northwesterly direction through Preston Township to a point where it intersects Route [63051] 63060 [approximately .75 of a mile east of Lake-wood] in Wayne County a distance of about [3.85 miles] .57 of a mile

Route 63071 Beginning at the eastern terminus of Route 63037 thence in a southerly direction through Clinton Township to an intersection with Route 63036 [thence in an easterly and northerly direction to a point on Route 227 about 0.5 of a mile south of Eldenville] in Wayne County a distance of about [3.9] 1.4 miles

[Route 63072 Beginning at a point on Route 63033 directly east of Glass Pond No 1 thence extending in a westerly and southwesterly direction along the southeastern side of Glass Pond No 1 in Dyberry Township Wayne County a distance of about 0.9 mile]

[Route 63074 Beginning at a point on Route 335 about 1.5 miles southwest of Beach Lake thence in a northwesterly and northeasterly direction through Berlin Township to a point on Route 63030 about 1.25 miles south of the Damascus-Berlin Township line in Wayne County a distance of about 2.9 miles]

[Route 63075 Beginning at a point on Route 63027 about 3.0 miles south of Milanville thence in a westerly direction through Damascus Township to a road intersection in Wayne County a distance of about 1.5 miles]

[Route 63076 Beginning at a point on the Belmont and Eastern Turnpike Road near the Clinton-Mt Pleasant Township line thence in a general southeasterly direction through Clinton and Mt Pleasant Townships to a point on Route 227 about 0.5 of a mile south of the Clinton-Mt Pleasant Township line in Wayne County a distance of about 1.4 miles]

[Route 63082 Beginning at the intersection of Route 63017 and 63034 thence southeasterly in South Canaan and Cherry Ridge Townships to a point on Route 63068 near Clemo in Wayne County a distance of about 3.1 miles]

[Route 63084 Beginning at a point on Route 949 about 1.0 mile south of its intersection with Route 227 thence westerly in Mt Pleasant Township to the Susquehanna County line in Wayne County a distance of about 0.8 of a mile]

[Route 63090 Beginning at a point on Route 945 at Rileyville thence in a northeasterly direction through Lebanon and Damascus Townships to a point on Route 173 about 0.7 of a mile south of its intersection with Route 63027 in Wayne County a distance of about 4.4 miles]

[Route 63095 Beginning at a point on Route 172 about 0.3 of a miles east of its intersection with Route 63013 thence in a northeasterly direction through Salem Township to an intersection with Route 171 and Route 949 in Wayne County a distance of about 1.9 miles]

Route 63098 Beginning at a point on Route 63059 near the New York State line thence southwesterly through Scott Township [to a road intersection in] by way of the Village of Sherman to a road intersection one mile southwest of the Village of Sherman in Wayne County a distance of about [1.6] 2.6 miles

Route 63099 Beginning at a point on Route 950 about [1.0 mile] 1.5 miles northwest of the Pike County line thence southwesterly through Palmyra Township to a point on the Hawley Borough line in Wayne County a distance of about [1.6 miles] 1.0 miles

[Route 63100 Beginning at a point on Route 949 about 2.0 miles north of South Canaan thence westerly through South Canaan Township to a point on the Lackawanna County line in Wayne County a distance of about 2.4 miles]

[Route 63101 Beginning at a point on Route 945 about 0.1 of a mile west of Route 63045 thence southwesterly through Damascus Township to a road intersection about 0.7 of a mile south of Tyler Hill in Wayne County a distance of about 2.9 miles]

Route 64085 Beginning at the Elliott works at Jeanette and extending in a general northerly and easterly direction through Penn Township by way of Claridge to [the village of Boquet on Route 64076] a point on Route 64081 in Westmoreland County a distance of about [3.3] 3.89 miles

Route 64160 Beginning at route 187 at Newlonsburg and extending in a southeasterly direction through Franklin and Penn Townships to and across county road thence via Manor Church School to route [64076 at Boquet] 64192 in Westmoreland County a distance of about [4.8] 5.14 miles

Route 64263 Beginning at a point on the southeast line of Derry Borough thence in a general easterly direction through Derry and Ligonier [and Fairfield] Townships thence easterly and southerly through Fairfield Township to a point on route [64237 near route 64156] 64008 about .5 of a mile north of the Fairfield-Ligonier Township line in Westmoreland County a distance of about [7.2] 6.55 miles.

[Route 66126 Beginning at a point on Route 66062 at Ailston thence northeasterly through Peach Bottom Township in York County a distance of about 0.5 of a mile]

Section 2 Said act is hereby further amended by adding thereto the following new routes

Armstrong County

Route 03141 Beginning at a point on route 03084 at Tidal thence southerly in Madison Township Armstrong County a distance of 2.1 miles

Route 03142 Beginning at a point on route 03016 about one mile north of Worthington Borough thence northerly through West Franklin Township to a point near Laird Station in Armstrong County a distance of 1.3 miles

Route 03143 Beginning at a point on Route 03071 about 1.3 miles east of route 66 thence southerly in Boggs Township to a road intersection in Armstrong County a distance of 1.4 miles

Route 03144 Beginning at a point on route 251 about .5 of a mile northwest of route 03019 thence northerly through Sugar Creek Township to a point on route 03017 in Armstrong County a distance of about 1.9 miles

Beaver County

Route 04124 Beginning at a point on Route 347 in the Village of Frisco about 0.3 of a mile east of the intersection of Routes 482 and 347 thence in a northerly direction through Franklin Township to a point on the Beaver-Lawrence County line about 0.15 of a mile east of the Connoquenessing River in Beaver County a distance of 0.4 of a mile

Bedford County

Route 05119 Beginning at a point on route 05046 about .7 of a mile north of Helixville thence northerly through Napier Township to a point on route 05096 in Bedford County a distance of about 1.1 miles

Blair County

Route 07056 Beginning at a point on route 07011 about .25 of a mile east of the Village of Kladder thence in a southwesterly direction in Blair Township to a point on route 07034 at the Village of Vicksburg in Blair County a distance of about 2.0 miles

Route 07057 Beginning at a point on route 47 at its intersection with application 5732 in the Village of Sproul thence in a general easterly direction through Greenfield Township to a point on the Blair-Bedford County line in Blair County a distance of about 1.8 miles

Route 07058 Beginning at a point on Route 384 approximately 0.5 miles south of Roaring Spring Borough thence south through Taylor Township to a point on route 07050 in the Village of Ore Hill in Blair County a distance of about 2.0 miles

Route 07059 Beginning at a point on application 3583 in the Village of Beryl thence southeasterly through Allegheny Township to an intersection with route 884 in Blair County a distance of about 1.3 miles

Bradford County

Route 08190 Beginning at a point on Route 08032 about .5 of a mile north of Spring Hill thence southerly through Tuscarora Township to a road intersection in Bradford County a distance of about 1.3 miles

Butler County

Route 10136 Beginning at a point on the Butler City-Butler Township line and extending southeasterly through Butler Township to a point on Route 10047 in Butler County a distance of about .08 of a mile

Cambria County

Route 11096 Beginning at the intersection of Routes 11002 and 11009 at Elton thence in a general southeasterly direction in Adams Township to the Somerset County line in Cambria County a distance of about 3.8 miles

Chester County

Route 15236 Beginning at a point on Route 360 at Ercildown thence northeasterly in East Fallowfield Township to a point on Route 15067 in Chester County a distance of about 0.7 of a mile

Route 15237 Beginning at a point on Route 274 at Cochranville thence southerly and southeasterly in West

Fallowfield and Londonderry Townships to a point on Route 15032 at Daleville in Chester County a distance of about 3.1 miles

Clearfield County

Route 17084 Beginning at a point on Route 17083 about 4 of a mile west of Route 17041 thence westerly southerly and easterly through Lawrence Township by way of Mount Zion School to the Lawrence Township-Clearfield Borough line at Martin Street in Clearfield County a distance of about 4.6 miles

Route 17124 Beginning at a point on Route 313 about 0.7 of a mile south of Morrisdale thence in an easterly northerly and westerly direction in Morris Township to a point on Route 313 in the Village of Morrisdale in Clearfield County a distance of 0.7 of a mile

Route 17125 Beginning at a point on Route 57 about 1.5 miles southwest of the Borough of Chester Hill thence in a westerly and northeasterly direction in Decatur Township to a point on Route 17058 at Gearhartville in Clearfield County a distance of about 1.43 miles

Route 17126 Beginning at a point on Route 17052 at the Village of Lecontes Mills thence in a general northwesterly direction through Girard Township to a road intersection 1.5 miles northwest of the Village of Gillingham in Clearfield County a distance of 5.4 miles

Route 17127 Beginning at a point on route 401 near the Houtzdale Borough line thence southerly westerly and northerly through Woodward Township to a point on route 401 in Clearfield County a distance of about .7 of a mile

Route 17128 Beginning at a point on route 401 about .7 of a mile west of the Houtzdale Borough line thence northerly through Woodward Township to a point on route 234 in Clearfield County a distance of about .3 of a mile

Route 17129 Beginning at a point on Route 17128 thence easterly through Woodward Township to a point on route 234 in Clearfield County a distance of about .8 of a mile

Route 17130 Beginning at a point on route 17005 about .5 of a mile east of the Burnside Borough line thence in a northeasterly direction through Burnside Township to a point on route 17002 in Clearfield County a distance of about 3 miles

Cumberland County

Route 21094 Beginning at a point on Route 507 at Spanishtown thence northerly through Hampden Township to an intersection with Route 34 in Cumberland County a distance of about 0.5 of a mile

Elk County

Route 24030 Beginning at a point on the Elk-Jefferson County line at the end of Route 33048 thence in a northeasterly and northwesterly direction through Horton Township to a point on Route 59 about 0.2 of a mile east of the Elk-Jefferson County line in Elk County a distance of about 2.50 miles

Route 24031 Beginning at a point on route 24009 at Dagus Mines thence northeasterly through Fox Township to a point on application 6636 at Kersey in Elk County a distance of about .9 of a mile

Erie County

Route 25120 Beginning at a point on Route 761 at its intersection with the Bartlett Road thence in a northwesterly direction through Harbor Creek Township to a point on Route 495 about 0.25 of a mile southwest of Elliotts Run in Erie County a distance of about 1.20 miles

Route 25121 Beginning at a point on Route 25102 about one mile southwest of Route 25010 thence in a northerly direction through Elk Creek Township to a point on Route 25010 at Murphys Corners in Erie County a distance of about 1.1 miles

Route 25122 Beginning at a point on Route 272 Spur at its intersection with Homer Avenue thence in a northwesterly direction through Mill Creek Township to a point on Route 272 in Erie County a distance of about 0.4 of a mile

Route 25123 Beginning at a point on Route 496 about 0.5 of a mile west of Route 86 thence in a northerly direction through Fairview Township in Erie County a distance of about 0.5 of a mile

Route 25124 Beginning at a point on Route 25057 about 1.0 mile northwest of Lawrence School thence in a northerly direction through Greene Township to a point on Route 88 about 0.5 of a mile west of Hammett in Erie County a distance of about 0.3 of a mile

Route 25125 Beginning at a point on Route 709 at the northern line of Edinboro Borough thence in a northwesterly direction through Washington Township to a point on Route 25011 at Cunningham Corners in Erie County a distance of about 1.9 miles

Route 25126 Beginning at the Conneaut Township-Albion Borough line at Pearl Street thence northeasterly to a point on the Cranesville Borough line in Erie County a distance of about 0.4 of a mile

Fayette County

Route 26078 Beginning at a point on Route 26077 about .8 of a mile north of Old Frame thence in a westerly and northwesterly direction to an intersection with Route 26079 about one mile south of Masontown Borough line in Fayette County a distance of about 2.5 miles

Forest County

Route 27025 Beginning in the Village of Dawson thence northerly in Harmony Township to a point on Route 27004 in Forest County a distance of about 2.5 miles

Route 27026 Beginning at a point on Route 27001 about one-half mile west of the Clarion County line thence northerly in Tionesta Township to a point on Route 92 in Forest County a distance of about 2 miles

Route 27027 Beginning at a Southern Terminus of State-Aid Application 6380 at Marienville thence southerly in Jenks Township to the Elk County line in Forest County a distance of about 4.4 miles provided however that this road shall not be taken over by the Department of Highways until the presently contemplate improvement shall have been completed

Huntingdon County

Route 31105 Beginning at a point on Route 31032 near Hawns Bridge thence in a southerly direction in Juniata Township along the Raystown Branch of the Juniata River in Huntingdon County a distance of 3.30 miles

Indiana County

Route 32171 Beginning on the south line of Jacksonville Borough thence southeasterly through Young and Blacklick Townships in Indiana County a distance of .9 of a mile

Jefferson County

Route 33089 Beginning at a point on Route 189 about .8 of a mile northeast of Bells Mills thence southerly through Bell Township and easterly through the Village of Buff to a road intersection about .7 of a mile east of the Gaskill-Bell Township line in Jefferson County a distance of about 1.9 miles

Lawrence County

Route 37082 Beginning at a point on the Beaver-Lawrence County line near the Perry-Wayne Township line thence in a northeasterly direction through Perry Township to a point on Route 350 about 0.40 of a mile west of Route 37018 in Lawrence County a distance of about 0.80 of a mile

Lehigh County

Route 39119 Beginning at a point on Application 745 about .5 of a mile northeast of Lehigh Furnace thence northeasterly through Washington Township to a point on Route 163 at Lehigh Gap Station in Lehigh County a distance of about 4.5 miles

Lycoming County

Route 41142 Beginning at a point on Route 41020 about .5 of a mile west of Route 353 thence northwesterly and westerly through Mifflin Cummings and Watson Townships to a point on Route 41020 in Lycoming County a distance of about 2.9 miles

Route 41143 Beginning at a point on Route 23 near its intersection with Route 41028 thence southwesterly and westerly through the Village of Linden Woodward Township to a point on Route 23 in Lycoming County a distance of about .59 of a mile

Route 41144 Beginning at a point on Route 19065 near the Columbia County line thence westerly and northerly through Jordan Township to a point on Route 41076 in Lycoming County a distance of about .5 of a mile

Route 41145 Beginning at a point on Route 41078 about 1.1 miles north of Chestnut Grove thence westerly through Franklin and Moreland Townships to a point on Route 41076 in Lycoming County a distance of about 2.7 miles

McKean County

Route 42046 Beginning at a point on Route 42004 near Halsey thence northwesterly through Sergeant and Hamlin Townships to a point on Route 95 near Lantz Corners in McKean County a distance of about 2.6 miles

Mercer County

Route 43109 Beginning at a point on the west borough line of West Middlesex about 0.20 of a mile north of Route 238 spur B thence in a northwesterly and northerly direction through Shenango and Hickory Townships to a point on Route 43092 at the Pennsylvania-Ohio State line in Mercer County a distance of about 3.40 miles

Route 43110 Beginning at a point on Route 43017 near Blacktown thence westerly through Springfield Township to an intersection with Route 246 near Millburn in Mercer County a distance of about 3.3 miles

Route 43111 Beginning at a point on Route 238 about .2 of a mile south of the Hickory-Shenango Township line thence northwesterly through Shenango and Hickory Townships to the Wheatland Borough line in Mercer County a distance of about 2.1 miles

Route 43112 Beginning at a point on Route 43021 about .2 of a mile north of the Liberty-Pine Township line thence northeasterly through Pine Township to a point on Route 73 in Mercer County a distance of about 1.1 miles

Monroe County

Route 45085 Beginning at a point on Route 164 about .9 of a mile east of Brodheadsville thence northeasterly through Chestnut Hill and Hamilton Townships to a point on Route 45021 about 1.2 miles south of Neola in Monroe County a distance of about 3.4 miles

Route 45086 Beginning at a point on Route 45049 near Mud Run thence northerly through Tunkhannock Township to a point on Route 45040 near Long Pond in Monroe County a distance of about 3.36 miles

Route 45087 Beginning at a point on Route 45041 about four miles north of Brodheadsville thence northeasterly through Chestnut Hill and Jackson Townships to a point on Route 45056 in Monroe County a distance of about 1.7 miles

Northampton County

Route 48099 Beginning on the north line of Chapman Borough at Main Street thence northwesterly and westerly through Moore Township to a point on application 3908 in Northampton County a distance of about .4 of a mile

Route 48100 Beginning at a point on Route 48043 at Aluta thence southerly through Bushkill Township to a point on Route 48042 in Northampton County a distance of about .8 of a mile

Northumberland County

Route 49121 Beginning at a point on the east borough line of Watsonstown Borough thence in a northeasterly

direction through Delaware Township to a point on Route 49061 about 1.0 mile west of Warrior Run in Northumberland County a distance of about 2.50 miles

Route 49122 Beginning at a point on Route 161 about .2 of a mile east of Shamokin thence southerly to Tioga Street in the Village of Marshallton thence over Tioga and Sheridan Streets Pulaski Avenue Sherman Wabash and Logan Streets to the entrance of St Mary's and Hebrew cemeteries and from Logan Street over Eagle Street to the St Michael cemetery in Coal Township Northumberland County a distance of about 1.5 miles

Route 49123 Beginning at a point on Route 633 near Hamilton thence in a general southwesterly direction in upper Augusta Township to the Rockefeller Township line in Northumberland County a distance of about 2.1 miles

Route 49124 Beginning at a point on Route 283 south of Shamrock thence in an easterly direction in Ralpho Township to a point on Route 182 about 0.4 of a mile west of Elysburg in Northumberland County a distance of about 1.3 miles

Perry County

Route 50051 Beginning at a point on Route 50010 about one mile south of Loysville thence westerly in Tyrone Township to the southwest Madison Township line in Perry County a distance of about 1.7 miles

Pike County

Route 51036 Beginning at a point on Route 254 about one half mile southwest of the Palmyra Township line thence northerly in Greene Township to the Ledgesdale Bridge in Pike County a distance of about 2 miles

Schuylkill County

Route 53113 Beginning at a point on Route 161 at Big Mine Run thence in a northerly direction through Butler Township to a point on the Schuylkill-Columbia County line in Schuylkill County a distance of about one mile

Route 53114 Beginning at a point on Route 53042 at its intersection with application 6850 thence easterly through East Union Township for a distance of 3.1 miles to a road intersection thence northwesterly through East Union Township to a point on Application 4630 at Shepton in Schuylkill County a distance of about 4.0 miles

Route 53115 Beginning at a point on Route 53056 about .3 of a mile northeast of Mabel thence southerly and southwesterly through Barry Township in Schuylkill County a distance of 2.73 miles

Snyder County

Route 54067 Beginning at a point on Route 25 just north of the Penn-Monroe Township line thence easterly a distance of approximately four hundred feet to a road intersection thence northerly through Monroe Township via Hummels Wharf to the Shamokin Dam Boro line in Snyder County a distance of about 2.3 miles

Route 54068 Beginning at a point on Route 54042 north of Salem thence easterly through Penn Township to the intersection with Route 455 north of Dog Town in Snyder County a distance of about 1.8 miles

Route 54069 Beginning at a point on Route 54041 about .4 of a mile south of Clifford Station thence in a westerly direction through Penn Township to the intersection with Route 54065 in Snyder County a distance of about 1.2 miles

Sullivan County

Route 56046 Beginning at a point on Route 56010 about .5 of a mile west of Route 16 thence northerly through Davidson Township to a point on Route 611 in Sullivan County a distance of about .6 of a mile

Susquehanna County

Route 57145 Beginning at a point on Route 57032 about 0.4 of a mile north of Route 57111 thence northerly through Brooklyn Township to a point on Route 174 in Susquehanna County a distance of about one mile

Route 57146 Beginning on Route 57043 near Fiddle Lake thence northwesterly through Ararat and Gibson

Townships to a point on Route 365 in Susquehanna County a distance of about 3 miles

Route 57147 Beginning on Route 57043 about 0.9 of a mile north of Dimock Corners thence northwesterly through Herrick and Gibson Township to a point on Route 57146 about 0.6 of a mile west of the Ararat Township line in Susquehanna County a distance of about 2.7 miles

Route 57148 Beginning on Route 944 about one mile west of the Clifford Township line thence northerly through Lenox and Gibson Townships to a point on Route 365 in Susquehanna County a distance of about 1.3 miles

Route 57149 Beginning on Route 57022 about 1.8 miles east of Dimock thence northerly through Dimock and Bridgewater Townships to a point on Route 57009 about 0.8 of a mile east of South Montrose in Susquehanna County a distance of about 3.8 miles

Route 57150 Beginning at a point on Route 365 about 1.7 miles north of South Gibson thence northerly in Gibson Township to a point on Route 57045 in Susquehanna County a distance of about 1.2 miles

Route 57151 Beginning at a point on Route 10 about .3 of a mile east of the Oakland Borough line thence northeasterly through Oakland Township to a point on Route 10 in Susquehanna County a distance of about .44 of a mile

Union County

Route 59047 Beginning at a point on Route 27 south of Winfield thence southerly through Union Township to the Snyder County line in Union County a distance of about 1.7 miles

Warren County

Route 61065 Beginning at a point on the Youngsville Borough line thence northerly by way of Hamblin Hill School through Brokenstraw Township to a point on the Sugar Grove-Brokenstraw Township line in Warren County a distance of about 3.3 miles

Washington County

Route 62202 Beginning at a point on Route 113 north of Laboratory thence northeasterly in South Strabane Township to a point on Route 62088 near Vance in Washington County a distance of about 1.8 miles

Route 62203 Beginning at a point on the north line of Canonsburg at Oak Spring Road thence northerly in Chartiers Township to a point on Route 62090 in Washington County a distance of about 1.9 miles

Route 62204 Beginning at a point on the north line of Canonsburg at Central Avenue thence northwesterly in Chartiers Township to a point on Route 62203 in Washington County a distance of about one mile

Route 62205 Beginning at a point on the western line of the city of Washington thence over Euclid Avenue and McGovern Street in Canton Township to a point on Route 62159 in Washington County a distance of about 0.3 of a mile

Route 62206 Beginning at a point on Route 62180 near Primrose thence easterly in Mount Pleasant and Cecil Townships to the McDonald Borough line in Washington County a distance of about 0.9 of a mile

Route 62207 Beginning at a point on Route 62132 at Sawhill School thence westerly in East Finley and Donegal Townships to a point on Route 62137 in Washington County a distance of about 1.8 miles

Route 62208 Beginning at a point on Route 62128 about one mile northwest of Van Kirk thence northerly in North Franklin Township to McElree School in Washington County a distance of about 1.9 miles

Wayne County

Route 63107 Beginning at a point on Route 63058 about 1.6 miles northwest of Scott Center thence in a northerly direction through Scott Township to a point on Route 63098 in Wayne County a distance of about 3.5 miles

Route 63108 Beginning at a point on Route 63058 about .3 of a mile west of Scott Center thence in a south-

westerly direction through Scott Township to the Starucca Borough line in Wayne County a distance of about 3.1 miles

Route 63109 Beginning at a point on Route 63024 about .7 of a mile northwest of Perkins Lake thence northwesterly through Berlin Township to a point on Route 335 in Wayne County a distance of about 1.6 miles

Route 63110 Beginning at a point on Route 63045 near the Village of Damascus thence northerly about 2.8 miles thence easterly through Damascus Township to a point on Route 63027 in Wayne County a distance of about 4.2 miles

Route 63111 Beginning at a point on Route 63059 about 1.1 miles north of Route 365 thence easterly and north-easterly through Scott and Buckingham Townships by way of Pleasant Valley and Autumn Leaves to a point on Route 63058 in Wayne County a distance of about 7.0 miles

Route 63112 Beginning at a point on Route 63009 about .3 of a mile south of Route 575 thence in an easterly and northeasterly direction through Paupack Township to a point on Route 575 in Wayne County a distance of about 3.9 miles

Route 63113 Beginning at a point on Route 63008 about .7 of a mile north of Ledge Dale thence northeasterly through Salem Township to a point on Route 951 in Wayne County a distance of about 1.7 miles

Route 63114 Beginning at a point on Route 63018 about .7 of a mile east of the Lackawanna County line thence easterly through south Canaan Township to a point on Route 949 in Wayne County a distance of about 1.2 miles

Route 63115 Beginning at a point on Route 63017 thence northerly through south Canaan and Canaan Townships to a point on Route 943 in Wayne County a distance of about 1.0 mile

York County

Route 66205 Beginning at a point on Route 66066 near Bryansville thence in a southerly direction through Peach Bottom Township to a point on Route 66044 in York County a distance of about 0.65 of a mile

Section 3 The highways established as State highways under the provisions of this act may be taken over for construction and maintenance at any time subsequent to the final enactment of this act when the same shall become effective and shall be taken over not later than the first day of January one thousand nine hundred forty-eight

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Hauska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. R.
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate resumed the consideration of House Bill No. 853, as follows:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in orough and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing or deleting certain routes and adding certain new routes

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following routes established by section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" and its amendments are hereby deleted as indicated or amended to read as follows

Eastvale Borough

Application 124 Beginning at a point on Eastvale Borough-North Sewickley Township line thence southeasterly over Second Avenue to an intersection with Fourth Street thence westerly over Fourth Street to the [Fetterman Bridge] Beaver Falls City line in the Borough of Eastvale Beaver County a distance of about [.44] .7 of a mile

Tyrone Borough

[Route 07036 Extending Route 07036 Beginning at a point on the Snyder Township-Tyrone Borough line thence over Third Street to a point on Route 55 at Third Street and Washington Avenue in the Borough of Tyrone Blair County a distance of about 0.32 of a mile]

Brownsville Borough

[Route 26066 Extending Route 26066 Beginning at a point on the Brownsville Borough-Brownsville Township line thence in a northwesterly direction on Union Street to an intersection with Route 113 at Union Street and Broadway in the Borough of Brownsville Fayette County a distance of about .29 of a mile]

Route 32033 [Application 527-B] Extending Route 32033 Beginning at a point on the Jacksonville Borough-Young Township line thence in a southeasterly direction on [Mill Street] Coal Run Road to an intersection with Route 228 at [Mill] Coal Run Road and Main [Streets] Street in the Borough of Jacksonville Indiana County a distance of about [.10] .2 of a mile

Jonestown Borough

[Traffic Route 334] Route 38005 Extending Route 38005 Beginning at a point on the Jonestown Borough-Swatara Township line thence in a northwesterly direction on Lancaster Street to [an intersection with State Highway Route 140-C and 140-B] Market Street thence easterly over Market Street to a point on the Jonestown Borough-Swatara Township line in the Borough of Jonestown Lebanon County a distance of about [.4] .7 of a mile

Slatington Borough

[Route 39095 Extending Route 39095 Beginning at a point on the Washington Township-Slatington Borough line thence southerly on Welshtown Road to Chestnut Street thence easterly on Chestnut Street to Diamond Street thence southerly on Diamond Street to a point on Route 163 at Diamond and Main Streets in the Borough of Slatington Lehigh County a distance of about 0.2 of a mile]

Burnham Borough

[Route 44024 Extending Route 44024 Beginning at a point on the Derry Township-Burnham Borough line

thence over Dry Valley Road Fourth Street and Walnut Street to a point on application 4262 at Walnut Street and Furnace Road in the Borough of Burnham Mifflin County a distance of about 0.64 of a mile]

Stroudsburg Borough

[Route 45065 Extending Route 45065 Beginning at a point on the Stroud Township line at Third Street thence over Third Street to Route 166 at Third and Main Streets in the Borough of Stroudsburg a distance of about 0.5 of a mile]

Friendsville Borough

[Route 57118 Extending Route 57118 Beginning at a point on Friendsville Borough-Apolacon Township line thence in a northeasterly direction over North Branch Street to a point on Route 944 at North Branch and Turnpike Streets in the Borough of Friendsville Susquehanna County a distance of about 0.5 of a mile]

Uniondale Borough

Route 57041 Extending Route 57041 Beginning at a point on the Uniondale Borough-Herrick Township line thence in an easterly direction on Lake Street Darrow Street and Church Street to [the Eastern Borough line] a point on Route 296 in the Borough of Uniondale Susquehanna County a distance of about [1.57 miles] 0.9 of a mile

Deemston Borough

Route 62129 Extending Route 62129 Beginning at a point on the Deemston Borough-East Bethlehem Township line thence in a northwesterly direction to an intersection with [the continuation of Rural Route 62018] Route 62194 in the Borough of Deemston Washington County a distance of about [1.31] 2.75 miles

Section 2 Said act is hereby further amended by adding thereto the following new routes

Erie County

Cranesville Borough

Route 25126 Extending Route 25126 Beginning at a point on the Conneaut Township-Cranesville Borough line thence over Railroad and Crane Streets to an intersection with Route 295 at Crane and Meadville Streets in the Borough of Cranesville Erie County a distance of about .9 of a mile

Albion Borough

Route 25126 Extending Route 25126 Beginning at a point on the Albion Borough-Conneaut Township line thence westerly over Pearl Street to an intersection with Route 25004 at Pearl and Main Streets in the Borough of Albion Erie County a distance of about .7 of a mile

Fayette County

Belle Vernon Borough

Route 26158 Extending Route 26158 Beginning at a point on the Belle Vernon Borough-Washington Township line thence over Main Street to Route 118 at Main and State Streets in the Borough of Belle Vernon Fayette County a distance of about 0.74 of a mile

Huntingdon County

Birmingham Borough

Route 31058 Extending Route 31058 Beginning at a point on the north line of Birmingham Borough thence southerly over Tyrone Street and easterly over Church Street to the Warriors Mark Township line in the Borough of Birmingham Huntingdon County a distance of about .4 of a mile

Indiana County

Jacksonville Borough

Route 32171 Extending Route 32171 Beginning on the South Borough Line of Jacksonville Borough thence north-

erly to a point on Route 228 at Main Street in the Borough of Jacksonville a distance of about .1 of a mile

Jefferson County

Punxsutawney Borough

Route 33078 Extending Route 33078 Beginning at a point on the southern line Between Punxsutawney Borough and Young Township thence northeasterly to the Bell Township line and from a second point on the Bell Township line in a general northwesterly direction to Route 435 at Mahoning Street and Woodland Avenue in the Borough of Punxsutawney Jefferson County a distance of about 0.98 of a mile

Luzerne County

Larksville and Edwardsville Boroughs

Route 40132 Beginning at a point on Route 4 about 0.5 of a mile west of the Plymouth Borough line thence northeasterly on Church Street in Larksville and Edwardsville to Main Street thence northwesterly to a point on Route 40096 in Luzerne County a distance of about 2.9 miles

Mercer County

Wheatland Borough

Route 43111 Extending Route 43111 Beginning on the Hickory Township line thence westerly to a point on Route 238 Spur "A" in the Borough of Wheatland a distance of about .3 of a mile

Monroe County

Stroudsburg Borough

Route 168 spur Beginning at a point on Route 168 at Ninth and Phillips Streets thence easterly over Phillips Street to Route 169 at Philips and North Fifth Streets in the Borough of Stroudsburg a distance of about 0.9 of a mile

East Stroudsburg Borough

Beginning at a point on Route 166 at Prospect and Ridgeway Streets thence northerly over Prospect Street to Route 166 spur at Prospect and Analomink Streets in the Borough of East Stroudsburg a distance of about 0.4 of a mile

Northampton County

Chapman Borough

Route 48099 Extending Route 48099 Beginning at the intersection of Main and Fifth Streets thence northerly over Main Street to the Chapman Borough-Moore township line in the Borough of Chapman Northampton County a distance of about .2 of a mile

Northumberland County

Watsonstown Borough

Route 49121 Extending Route 49121 Beginning at a point on Route 18 at its intersection with Pennsylvania Avenue thence over Pennsylvania Avenue and Vincent Avenue to the Eastern Borough line of Watsonstown Borough in Northumberland County a distance of about 0.17 of a mile

Snyder County

Shamokin Dam Boro

Route 54067 Extending Route 54067 Beginning at a point on the southerly line of Shamokin Dam Boro at Market Street thence northerly over Market Street to an intersection with Route 25 a distance of about 1.3 miles

Snyder County

Selinsgrove Borough

Route 455 Beginning at the intersection of Broad and Walnut Streets thence easterly on Walnut Street to a point on Route 194 at Market and Walnut Streets in the Borough of Selinsgrove Snyder County a distance of about 0.22 of a mile

Washington County
McDonald Borough

Route 62206 Extending Route 62206 Beginning at a point on the western line of McDonald Borough thence over Johns Street to Route 62204 at Johns and Main Streets in the Borough of McDonald Washington County a distance of about 0.2 of a mile

Canonsburg Borough

Route 62203 Extending Route 62203 Beginning at a point on the north line of Canonsburg thence southerly on Oak Spring Road to Route 802 at west Pike Street in the Borough of Canonsburg Washington County a distance of about .3 of a mile

Route 62204 Extending Route 62204 Beginning at a point on the north line of Canonsburg thence southerly on Central Avenue to Route 108 at Pike Street in the Borough of Canonsburg Washington County a distance of about .6 of a mile

Roscoe Allenport and Long Branch Boroughs

Beginning at a point on Route 268 in Roscoe Borough thence northerly and northwesterly via Mt Tabor Road and Horner Street to a point on Route 62141 in the Boroughs of Roscoe Allenport and Long Branch Washington County a distance of about 3.2 miles

Warren County
Youngsville Borough

Route 61065 Extending Route 61065 Beginning at a point on the Youngsville Borough-Brokenstraw Township line thence over Cemetery Street to a point on application 4014 in the Borough of Youngsville Warren County a distance of about 0.5 of a mile

Wayne County
Hawley Borough

Route 63099 Extending Route 63099 Beginning at a point on the eastern line of Hawley Borough at Ridge Street thence southwesterly over Ridge Street to a point on Route 7 in the Borough of Hawley a distance of about 0.14 of a mile

Starrucca Borough

Route 63108 Extending Route 63108 Beginning at a point on the eastern line of Starrucca Borough thence westerly on a borough street to a point on Route 63058 in the Borough of Starrucca Wayne County a distance of about 1.5 miles

Section 3 This act shall become effective on the first day of January one thousand nine hundred forty-eight

And the amendments made thereto having been printed as required by the Constitution.

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor.
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Marge,	Wagner,
Carr,	Heyburn,	Rahausen,	Wade,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 1122, on final passage, entitled:

An Act providing for the payment of salary wages medical and hospital expenses of employes of a jail prison workhouse penitentiary penal reformatory or correctional institution hospitals for the insane or any institution for the feeble minded or epileptic persons for inebriates or for juvenile delinquents and dependents maintained in whole or in part by the Commonwealth or any county within the Commonwealth who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period and also providing for recourse to pension privileges in the event of permanent disability

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

SENATE BILL No. 709 CALLED UP

Mr. WADE. Mr. President, I now call up Senate Bill No. 709, Printer's No. 476, on page 4 of today's Calendar, which was previously passed over temporarily.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 709, as follows:

An Act to further amend the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" defining "year of service" further defining "accumulated deductions" and further regulating withdrawal and payments thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section One of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended by adding after clause thirteen thereof a new clause and by further amending clause eighteen thereof as last amended by the acts ap-

proved the twenty-second day of May one thousand nine hundred forty-five (P. L. 847) and the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 950) to read as follows

Definitions

Section 1 Be it enacted &c That the following words and phrases as used in this act unless a different meaning is plainly required by the context shall have the following meanings

* * * * *

13.1 "Year of Service" shall mean a period of twelve months during which a contributor is a State employe and for which he or she receives and annual salary or other compensation the phrase shall not include any time spent on furlough or leave of absence without pay except while the contributor is in active military service and salary deductions are paid into the retirement fund either during such active military service or thereafter as authorized by existing law when the nature of a contributor's employment or the provisions of law governing the payment of his or her compensation results in no compensation being paid to the employe and no contributions being paid into the retirement fund on his or her behalf during any part of any twelve month period or successive twelve month periods no period of time either heretofore expired or that shall hereafter occur during which no compensation is paid and no deductions are made shall for the purposes of this act be considered a furlough or leave of absence without pay

* * * * *

18 "Accumulated Deductions" shall mean the total of the amounts deducted from the salary of a contributor and paid into the fund created by this act to the credit of the annuity savings account together with the regular interest credited thereon to the date of the termination of the contributor's State services The accumulated deductions left by former employer or contributors with the fund to their credit whose State employment has heretofore been terminated shall no longer bear interest after the effective date of this act nor shall interest be paid on the accumulated deductions of any contributor who is on leave of absence without pay or in the case of Civil Service employes on furlough

Section 2 Subsection (1) of section eleven of said act as last amended by the acts approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 847 and the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 950) is hereby further amended to read as follows

Withdrawal

Section 11 (1) Should a contributor before reaching superannuation retirement age by resignation or dismissal or for any other reason than death or retirement upon disability under section twelve or for superannuation under section thirteen or by reason of a leave of absence without pay cease to be a State employe he or she shall be paid on demand from the fund created by this act (a) the full amount of the accumulated deductions standing to his or her individual credit in the annuity savings account as of the termination of such service or in lieu thereof should he or she so elect (b) an annuity or a deferred annuity beginning at superannuation retirement age which shall be the actuarial equivalent of said accumulated deductions His or her membership in the retirement association shall thereupon cease

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 709

Mr. WADE. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 709.

Mr. TALLMAN. Mr. President, I second the motion. On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker.	Geitz,	Mahany,	Taylor.
Berger,	Haluska,	Mallery,	Tyler.
Blase,	Hare,	Margie,	Wade.
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
Dishvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring.
Farrell,	Letzier,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 454

Mr. HEYBURN. Mr. President, on behalf of the gentleman from Philadelphia, Mr. Kephart, chairman of the Committee of Conference on House Bill No. 454, I submit the report of the Committee of Conference on House Bill No. 454, entitled:

An Act to amend the heading of Article III, and to amend, or further amend, sections three hundred two, three hundred three, three hundred five, three hundred six, three hundred eight, three hundred nine, three hundred ten, three hundred eleven, three hundred twelve, three hundred thirteen, three hundred fourteen, three hundred fifteen, three hundred eighteen, three hundred nineteen and three hundred twenty-one, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by establishing a new schedule of resident and nonresident licenses and fees; fixing a termination date for the issuance of free resident licenses to military personnel; authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely; and changing penalties.

The PRESIDENT. The report will lie over for printing under the rules.

THIRD READING CALENDAR

BILL DROPPED FROM CALENDAR

Mr. TALLMAN. Mr. President, I move that House Bill No. 116, on third reading, entitled:

An Act to further amend Article III of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Depart-

ment thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" requiring a certain number of members of the General Assembly as additional members on all independent boards and commissions and repealing certain inconsistent provisions thereof

be dropped from the Calendar.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the affirmative.)

BILLS OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 211, on third reading, entitled:

An Act to encourage and promote the apple industry of the Commonwealth creating the Pennsylvania State Apple Board defining its powers and duties providing for campaigns of education advertising publicity sales promotion and research to promote the sale and consumption of Pennsylvania apples levying a tax on apples appropriating the proceeds of such tax conferring powers and imposing duties on the Department of Agriculture and on the Department of Revenue prescribing penalties and making an appropriation

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 492, on third reading, entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by increasing the compensation and raising the maximum compensation in certain cases

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 505, as follows:

An Act empowering cities of the second class to levy assess and collect or to provide for the levying assessment and collection of additional taxes for general revenue purposes and permitting penalties to be imposed and enforced

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 From and after the effective date of this act the council of any city of the second class shall have the authority by ordinance for general revenue purposes to levy assess and collect or provide for the levying assessment and collection of such taxes on persons transactions occupations privileges subjects and personal property within the limits of such city of the second class as it shall determine except that such council shall not have authority to levy assess and collect or provide for the levying assessment and collection of any tax on a privilege transaction subject person or occupation or on personal property which is now or may hereafter become subject to a State tax or license fee nor have authority to levy assess or collect a tax on gross receipts from utility service of any person or company whose rates and services are fixed and regulated by the Pennsylvania Public Utility Commission nor have authority except on sales of admission to places of amusement or on sales or other transfers of title or possession of property to levy assess or collect a tax on the privilege of employing such tangible property as is now or does hereafter become subject to a State tax if subsequent to the passage of any ordinance under the authority of this act the General Assembly shall impose a tax or license fee on any privilege transaction subject person or occupation or on personal property taxed by the city hereunder the act of assembly imposing the state tax or license fee thereon shall automatically vacate the city ordinance passed under the authority of this act as of the end of the city's fiscal year current on the effective date of the act imposing the state tax or license fee

Section 2 The council of cities of the second class shall have power to prescribe and enforce penalties for the nonpayment within the time fixed for their payment of taxes imposed under authority of this act and for the violation of the provisions of ordinances passed under authority of this act

Section 3 This act shall become effective immediately upon its passage and approval by the Governor

Section 4 All acts or parts of acts inconsistent with this act to the extent of such inconsistency be and the same are hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr.	Frazier,	Letzler,	Tallman,
Becker,	Geitz,	Lord,	Tarr,
Berger,	Haluska,	Mahany,	Taylor,
Blass,	Hare,	Mallery,	Tyler,
Carr,	Heyburn.	Margie,	Wade,
Chapman,	Holland.	Rabauser,	Wagner,
Crider,	Homsher,	Rosenfeld,	Walker,
Crowe,	Jaspan	Ruth	Watson,
Dent.	Kephart,	Scarlett,	Wilson,

DiStivestro
Doehla,
Donlan,
Farrell,

Klein,
Lane,
Leader,

Snowden,
Stevenson
Stiefel.

Wolfe,
Wood, L. H.,
Wood, T. N.,

NAYS—1

Woodring.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 544, as follows:

An Act to further amend section one thousand four hundred thirteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing special education for children afflicted with cerebral palsy in school districts other than in cities of the first class.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The last paragraph of section one thousand four hundred thirteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 512) is hereby further amended to read as follows

Section 1413

* * * * *

On or before the first day of November of each year the secretary of the board of school directors in each district in which special education for physically or mentally handicapped children is provided shall make such reports as may be required by the Department of Public Instruction in regard to such special education being maintained for the current school year for which the approval of the State Council of Education is desired.

When any child between the ages of six (6) and twenty-one (21) years of age resident in this Commonwealth who is blind or deaf or afflicted with cerebral palsy is enrolled with the approval of the Department of Public Instruction as a pupil in any of the schools or institutions for the blind or deaf or cerebral palsied under the supervision of or approved by the Department of Public Instruction the school district in which such child is resident shall pay twenty-five per centum (25%) of the cost of tuition and maintenance of such child in such school or institution as determined by the Department of Public Instruction and for the tuition and maintenance of such children the Commonwealth shall pay out of funds appropriated to the department for special education seventy-five (75%) of the cost of their tuition and maintenance as determined by the department. Provided That the Commonwealth shall pay out of moneys appropriated to the department for special education the cost of tuition and maintenance of any child between the ages

of six (6) and twenty (21) years of age who is blind or deaf or afflicted with cerebral palsy and is enrolled with the approval of the Department of Public Instruction as a pupil in any of the schools or institutions for the blind or deaf or cerebral palsied under the supervision of or approved by the Department of Public Instruction if the residence of such child in a particular school district in the Commonwealth cannot be determined. When any person less than six (6) or more than twenty-one (21) years of age resident in this Commonwealth who is blind or deaf or afflicted with cerebral palsy is enrolled with the approval of the Department of Public Instruction as a pupil in any of the schools or institutions for the blind or deaf or cerebral palsied under the supervision of or approved by the Department of Public Instruction the Commonwealth shall pay to such school or institution out of moneys appropriated to the department for special education the cost of tuition and maintenance of such person as determined by the Department of Public Instruction. To facilitate payments by the several school districts to the schools or institutions in which deaf or blind or cerebral palsied children are enrolled of amounts due by such districts for their proportion of the cost of tuition and maintenance of such children the Superintendent of Public Instruction shall withhold from any moneys due to such districts out of any State appropriation for the assistance as reimbursement of school districts the amounts due by such districts to such schools or institutions for the blind or the deaf or the cerebral palsied and amounts so withheld shall be paid to such schools or institutions by warrant of the Auditor General upon the State Treasurer after requisition of the Superintendent of Public Instruction for which purpose all amounts so withheld are hereby specifically appropriated to the Department of Public Instruction. Payments of the Commonwealth's proportion of the cost of tuition and maintenance of blind or deaf or cerebral palsied pupils enrolled in schools or institutions for the blind or for the deaf or for the cerebral palsied as hereinbefore provided shall be made quarterly out of moneys appropriated to the Department of Public Instruction for special education by warrant of the Auditor General upon the State Treasurer after requisition by the Superintendent of Public Instruction to determine from time to time what amounts are due to schools for the blind or for the deaf or for the cerebral palsied hereunder such schools shall forward to the department at such times and in such form as the department shall prescribe sworn statements setting forth the names ages and residences of all pupils enrolled hereunder specifying the school districts liable for a part of the cost of tuition and maintenance of any such pupils the per capita cost of and maintenance of pupils and such other information as the department shall require. Provided That the provisions of this paragraph relative to special education for children afflicted with cerebral palsy shall not apply to school districts in cities of the first class.

Section 2 The provisions of this act shall become effective the first day of July one thousand nine hundred forty-seven.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,
Becker,
Berger,
Blass,
Carr,
Chapman,
Crider,

Frazier,
Geltz,
Haluska,
Hare,
Heyburn,
Holland,
Homsher,

Lord,
Mahany,
Mallery,
Margie,
Rahausen,
Rosenfeld,
Ruth,

Tarr,
Taylor,
Tyler,
Wade,
Wagner,
Walker,
Watson,

Crowe.	Jaspan.	Scarlett.	Wilson.
Dent.	Kephart.	Snowden.	Wolfe.
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.
Doehla.	Lane.	Stiefel.	Wood, T. N.
Donlan.	Leader.	Tallman.	Woodring.
Farrell.	Letzler.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 556, as follows:

An Act to further amend the second paragraph of section one thousand four hundred four of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" empowering the State Council of Education to prescribe and adopt rules regulations standards and qualifications governing the transportation of pupils

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The second paragraph of section one thousand four hundred four of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2583) is hereby further amended to read as follows

Section 1404

* * * * *

The board of school directors in any school district in this Commonwealth may out of the funds of the district provide for the free transportation of any pupil to and from the public schools. The State Council of Education shall prescribe and adopt standards and regulations including qualifications of school bus drivers to govern the transportation of school pupils. All vehicles hereafter purchased or placed in use for the transportation of pupils whether owned or hired by the school district shall conform to standards prescribed by the State Council of Education. Such standards when promulgated by the State Council of Education may be revised not oftener than once each year and whenever new requirements are made they shall be published at least six months before they shall become effective and shall apply only to vehicles thereafter purchased or put in use

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geltz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margle.	Wade.
Carr.	Heyburn.	Rahausen.	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson.
Dent.	Kephart.	Snowden.	Wolfe.
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.
Doehla.	Lane.	Stiefel.	Wood, T. N.
Donlan.	Leader.	Tallman.	Woodring.
Farrell.	Letzler.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 568, as follows:

An Act establishing the Port of Chester

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Port of Chester is hereby established for purposes of navigation and commerce. The Port of Chester shall include the following territory in Delaware County: the city of Chester the borough of Marcus Hook Trainer and Eddystone and the boroughs of Ridley and Tinicum excepting lands the title of which is vested in a city of the first class and all lands of the Commonwealth to and inclusive of the pierhead or bulkhead lines which ever may be more distant from the shore line of the city of Chester the boroughs of Marcus Hook Trainer and Eddystone and the townships of Ridley and Tinicum as said pierhead and bulkhead lines are now or may hereafter be established by the Government of the United States

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon its enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Barr.	Frazier.	Letzler.	Tarr.
Becker.	Geltz.	Lord.	Taylor.
Berger.	Haluska.	Mahany.	Tyler.
Blass.	Hare.	Mallery.	Wade.
Carr.	Heyburn.	Margle.	Wagner.
Chapman.	Holland.	Rahausen.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson.
Dent.	Kephart.	Snowden.	Wolfe.
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.
Doehla.	Lane.	Stiefel.	Wood, T. N.
Donlan.	Leader.	Tallman.	Woodring.
Farrell.			

NAYS—1

Rosenfeld.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 614, as follows:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 That the following amendment to the Constitution of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article eight of the Constitution of the Commonwealth of Pennsylvania be amended by adding thereto a new section to read as follows

Section 18 The General Assembly may by general law provide a manner in which and the time and place at which qualified war veteran voters who may on the occurrence of any election be unavoidably absent from the State or county of their residence because of their being bedridden or hospitalized due to illness or physical disability contracted or suffered in connection with or as a direct result of their military service may vote and for the return and canvass of their votes in the election district in which they respectively reside

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Order,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 641 on third reading, entitled:

An Act fixing the salary of county controllers in counties of the third, fourth, fifth and sixth, classes and repealing parts of acts inconsistent therewith

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 693, as follows:

An Act to amend section seven of the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1383) entitled "An act to protect the health safety and welfare of the public by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations defining the powers and duties of said board authorizing purchase or condemnation of necessary properties easements rights and right-of-ways and making an appropriation" authorizing the Water and Power Resources Board to sell waters from canals and to lease sell and convey real personal or mixed property acquired by it

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section seven of the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1383) entitled "An act to protect the health safety and welfare of the public by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations defining the powers and duties of said board authorizing purchase or condemnation of necessary properties easements rights and right-of-ways and making an appropriation" is hereby amended to read as follows

Section 7 Acquisition of Properties and Rights (a) The Water and Power Resources Board is hereby authorized subject to the approval of the Attorney General to acquire by donation agreement lease purchase or condemnation and to own or hold in the name of Commonwealth real and personal property rights lands easements and right-of-ways necessary for the execution of the above stated project

(b) The Water and Power Resources Board may sell for domestic industrial or municipal purposes the waters of any and all of the canals acquired under the provisions of this act

(c) The board may with the approval of the Governor sell or lease any property real personal or mixed acquired in the name of the Commonwealth under the provisions of this act not needed by the Commonwealth for the purposes of the act to which this is an amendment

The moneys received through such sale or lease shall be paid into the Schuylkill River Desilting Fund for the use of the Water and Power Resources Board for the purpose of carrying into effect the provisions of the act to which this is an amendment

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,

Carr,
Chapman,
Crider,
Crowe,
Dent,
DiSilvestro,
Doehla,
Donlan,
Farrell,

Heyburn,
Holland,
Homsher,
Jaspan,
Kephart,
Klein,
Lane,
Leader,
Letzler,

Rahauser,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman,

Wagner,
Walker,
Watson,
Wilson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 700, as follows:

An Act authorizing and empowering city treasurers of cities of the second class to sell at public sale lands or real estate upon which the taxes assessed and levied by the city or school district are delinquent and unpaid fixing the interests of all taxing authorities where such lands are purchased by the city providing for the distribution of moneys received as income from or resale of such lands and providing for a method of reselling such lands purchased by the city or by the city and school district within said city at any sale for the non-payment of taxes free and clear of all mortgages ground rents interest in or claims against said lands

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In addition to the remedies now provided by law for the collection of delinquent city taxes the city treasurers of cities of the second class of this Commonwealth are hereby authorized and empowered to sell at public sale in the manner hereinafter provided property upon which the taxes assessed and levied have not been paid and have become delinquent Such sales shall be made on the first Monday in June in the year succeeding the year in which the respective taxes are assessed and levied or on any day to which such sale may be adjourned or on any first Monday of June in any succeeding year

Section 2 Where the respective treasurer has not already in his hands the duplicates of said taxes or certificates or schedules thereof it shall be the duty of any receiver or collector of taxes or other person having such delinquent taxes in his hands to certify to the said city treasurer schedules of all unpaid taxes with descriptions of the property assessed and it shall be the duty of the city treasurer to advertise for sale all the lands upon which it appears the taxes have not been paid as shown by the duplicates in his hands or by the returns or schedules certified to him as aforesaid Said advertisement shall be made once a week for three successive weeks prior to the day of sale in at least two newspapers of general circulation and in the legal newspaper printed and published in the respective city The treasurer shall also cause to be posted or tacked in a conspicuous place on each parcel or lot of land advertised for sale at least ten days prior to the day of sale a notice stating that said lands will be sold by said treasurer for delinquent taxes on a certain day and time and at a certain place within the city for which posting of notice he shall receive and tax as costs one dollar No sale shall be valid where the taxes have been paid prior to said advertisement or where the taxes and costs have been paid after advertisement and before sale

Section 3 The lands sold under this act may be redeemed by the owner or by any one interested in said lands at any time within one year after such sale by the payment to the city treasurer of the full amount which the purchaser paid to said treasurer for taxes and costs and ten per centum in addition thereto and when the sale has been made

for less than the takes and costs the party redeeming shall pay to said treasurer the balance of taxes and costs which were not made by the sale of the said property In case there are any city or school taxes levied either before or after the said sale which remain unpaid the person redeeming shall pay the same and all penalties interest and lien costs thereon and in case the purchaser has paid any taxes of any kind whatsoever assessed and levied against said property the same shall be reimbursed to said purchaser before any redemption shall take effect The said treasurer shall keep in his office a book or schedule in which he shall enter all the sales made by him giving a description of each property sold the name of the person as the owner thereof as the same appears upon the duplicate or has been returned to him the time of sale and the price at which sold together with the cost Each respective city shall have the right to bid at any such sale the amount of taxes and costs and if necessary purchase such lands

Section 4 It shall be the duty of the purchaser or purchasers at said treasurer's sale as soon as the property is struck down to pay the amount of the purchase money and before delivery of deed all other city and school taxes penalties interest and lien costs if such purchase money is insufficient for the payment thereof and also one dollar and fifty cents for the use of the prothonotary for entering the report of the treasurer and acknowledgment of the treasurer's deed as hereinafter mentioned and in case said amount is not forthwith paid after the property is struck down the sale may be avoided and the property immediately put up again by the said treasurer Provided however That this section shall not apply when the lands are purchased by said city

Section 5 It shall be the duty of the city treasurer at the first term of a court of common pleas of the proper county succeeding such sale to make a report and return wherein he shall set forth a brief description of the land or property sold the name of the person (where known) in which the same is assessed the amount of tax and the year for which the same is assessed the time when and the newspapers in which the advertisement for sale was made with a copy of said advertisement the time of sale the name of the purchaser and the price for which each respective property was sold and upon the presentation of said report or return if it shall appear to said court that such sale has been regularly conducted under the provisions of this act the said report and the sale so made shall be confirmed nisi in case no objections or exceptions are filed to said sale within ten days a decree of absolute confirmation may be entered as of course by the prothonotary In case any objections or exceptions are filed they shall be disposed of according to the practice of said courts and when the same are overruled or set aside a decree of absolute confirmation shall be entered as aforesaid but all objections or exceptions shall be confined to the regularity of the proceedings of said treasurer

Section 6 After any sale of property or lands for delinquent taxes has been confirmed by the court as aforesaid it shall be the duty of the purchaser or purchasers where the bid exceeds the taxes and costs as aforesaid to make and execute to the said treasurer for the use of the persons entitled a bond for the surplus money that may remain after satisfying and paying all the taxes and costs as aforesaid with warrant of attorney to confess judgment annexed thereto and it shall be the duty of said treasurer to forthwith file said bond in the office of the prothonotary of the proper county at the number and term where said report and return is filed and the surplus bond filed as aforesaid from the time of the date of the deed for property thus sold shall bind as effectually and in like manner as judgments the land by said treasurer sold into whose hands or possession soever they may come and the owner of said lands at the time of sale their heirs or assigns or other legal representatives may at any time within five years after such sale cause judgment to be entered in said court upon said bond in the name of said treasurer for the use of said owners their heirs assigns or legal representatives (as the case may be) and in case the moneys mentioned

in said bonds with legal interest thereon from the time it is demanded be not paid within three months after such entry execution may forthwith issue for the recovery thereof

Section 7 When the purchaser has paid the amount of his bid and all other city and school taxes penalties interest and lien costs if any and has given the surplus bond as above required if necessary it shall be the duty of the city treasurer to make the said purchaser or purchasers his or their heirs or assigns a deed in fee simple for the lands sold as aforesaid and the said deed or deeds to duly acknowledge in the court of common pleas and such acknowledgment shall be duly entered and recorded by the prothonotary of said court in the treasurer's deed book and for such service and the entry of the report of said treasurer said prothonotary shall receive the sum of one dollar and fifty cents

Section 8 Where the owner or other person interested in the land thus sold shall redeem the same it shall be the duty of the city treasurer to acknowledge the receipt of the redemption moneys upon the margin of the acknowledgment of the treasurer's deed as the same is entered and recorded in the prothonotary's office as aforesaid and thereafter said deed shall be void and of no effect and thereupon such owner or persons interested as aforesaid shall be entitled to have the treasurer's deed delivered up to him her or them by the purchaser for cancellation And it shall be the duty of the said treasurer to pay to said purchaser all the moneys he had paid at the time of sale together with the ten per centum penalty thereon and it shall also be the duty of said treasurer to enter upon the book of sales kept by him as hereinbefore provided an acknowledgment or receipt showing that the owner or party interested redeemed the same therein giving date of redemption and amount of money received

Section 9 After the period for redemption as provided for in this act has expired and the said lands have not been redeemed it shall be the duty of the city treasurer to certify to the board or boards of assessors or proper assessing authorities charged with the duty of assessing such real estate for purposes of taxation that he sold the lands redemption has expired and said lands have not been redeemed to the grantee named in the deed and that the period for redemption and if the said lands have been sold to the city the aforesaid assessing authorities shall not thereafter return said lands for purposes of taxation and no taxes shall be levied thereon as long as the property is held and owned by the city Copies of the aforesaid certification may also be furnished to deed registries or other interested authorities

Section 10 The interests of all taxing authorities having taxes or claims against any property sold to any city of the second class by the city treasurer under the provisions of this act shall be fixed and determined as of the time of the certification by the city treasurer as provided for in section eight and shall remain fixed without the necessity of filing or reviving liens or otherwise preserving such taxes or claims and shall take priority over all mortgages ground rents or claims whatsoever until said taxes or claims are fully paid or otherwise divested by law and if the said city received income from the property it shall distribute any net income first to the cost of the treasurer's sale and the balance to the interested taxing authorities in proportion to their taxes and claims against the property until such taxes and claims have been liquidated and thereafter in proportion to their rate of tax levy within the city

Section 11 If upon a resale by the city of any property purchased by it under this act either for a sum sufficient to pay all taxes and claims or for a lesser sum as provided hereinafter it should be deemed necessary by said city to conduct proceedings hereinafter set forth to perfect its tax title acquired at the treasurer's sale it shall be lawful for the said city to deduct the costs of said proceedings from the sale price as well as the cost of the original tax sale and the usual commission to a real estate broker if any before distribution of the balance and if the sale price or

balance remaining is more than sufficient to pay all taxes and claims then the sum left after all taxes and municipal claims have been satisfied shall be distributed to the interested taxing authorities in proportion to their rate of tax levy upon real estate within the city at the time of resale If however such sum is less than all taxes and municipal claims such sum shall be distributed to the interested taxing authorities in proportion to their total tax claims against the property regardless of priority of lien and such taxes and municipal claims shall be considered as fully paid and satisfied

Section 12 (a) In case of resale of such lands which have been purchased by the city under this act or by the city or school district within said city at any sale for the non-payment of taxes after the period of redemption has expired it may appear that there are mortgages ground rents rights title interest in or claims against such lands which have not been divested by the tax sale or other defects or objections to a good and marketable title the city may present its petition or complaint with a search of title attached to the court of common pleas of the county wherein the lands are situate setting forth (1) the location of the lands by metes and bounds or if it be in a recorded plan of lots the plan number of the lot and place of record of the plan or reference to a former deed of record (2) the names or names of the former owner or owners reputed owners mortgagees assignees or any other person or persons shown by such title search to have any mortgage ground rent right title interest in or claim against such land if any there be (3) that upon diligent inquiry no person has been found who has or claims to have any mortgage ground rent right title interest in or claim against said land unless it be those named in the petition (4) that the period of redemption has expired and the city or school district has agreed to sell said land setting forth the sum offered therefor which may be less than the sum of all taxes and municipal claims against the land (5) the sum of all taxes and municipal claims due each taxing authority

(b) Thereupon a rule shall be granted upon the persons named in the petition and generally upon all other persons not named in the petition who have or claim to have or may appear to have any mortgage ground rent right title interest in or claim against said land to appear within thirty days from service of the rule upon them and show cause why the title of the petitioner or complainant to said land should not be adjudicated and decreed valid and indefeasible as against all mortgages assignees or other persons having any right title interest in or claim against said lands whatsoever and to further show cause why the sale of the said land by the city or school district should not be made free and clear of their respective mortgages ground rents interests or claims whatsoever The rule may be made returnable to such term or return day as may be fixed by the court

(c) As to persons domiciled within the county or in any other county of this Commonwealth and whose whereabouts may be ascertained the rule shall be served and returned as writs of summons are served and returned As to those persons whose domicile is without the Commonwealth the petitioner or complainant may have any competent adult serve the defendant personally and file an affidavit to that effect If a defendant is dead or his identity or whereabouts is unknown and cannot be ascertained the petitioner or complainant shall file an affidavit to that effect wherein the affiant may state that the heirs and assigns of a named former owner are unknown and if the court is satisfied that due inquiry has been made the rule shall be served by one advertisement in a newspaper of general circulation and the legal newspaper published in the city where the land is situate or as the court named in the petition to appear on or before the return day of the rule and show cause why the title of the city or school district should not be adjudicated and decreed valid and indefeasible as against all mortgages ground rents rights title interest in or claims against the land

whatsoever and to further show cause why the sale of the said land should not be made by the city or school district free and clear of all the aforesaid claims whatsoever Said advertisement shall be made at least thirty days before the return day of said rule and shall be deemed a good and sufficient service of the rule as to all persons whatsoever Said rule shall also be served personally upon other interested taxing authorities

Section 13 In case no person shall appear at or before the return day and make answer to said petition and rule or make objection to the sale of the said land by the city or school district and the court is satisfied that the proposed sale is proper and to the advantage of all interested taxing authorities upon affidavit filed by petitioner or complainant that the aforesaid rule to show cause properly endorsed with notice to plead has been served and that the defendant has not filed an answer and that no person has objected to said sale it shall enter a decree making said rule absolute and approving such sale and direct a conveyance of such land to the person or persons to whom the city or school district has agreed to see free and clear of all mortgages ground rents rights title interest in or claims against said land whatsoever and the price received therefore after deducting all costs of this proceeding and of the original tax sale as well as the usual commission to a real estate broker if any shall be distributed to the respective taxing authorities as hereinbefore provided for

Section 14 If any person shall appear and make answer or objections to said petition or complaint and rule and said answer or objection shall contest the adequacy of the price for which the city or school district has agreed to sell said land the court shall fix a time within thirty days from the aforesaid return for all persons to appear before said court and make offers for said land and the court may approve such offer as in its discretion appears to be in the interest of all taking authorities having claims against the land If however such answer or objection sets up any claim to a mortgage ground rent right title interest in or claim against said land adverse to the title of the city or school district the court shall order and decree that such person or persons shall commence proceedings within thirty days to foreclose any mortgage bring his action in ejectment or such other proceeding as may be necessary to establish his claim and failing therein within the time aforesaid the court shall make said rule absolute and direct a conveyance of the land as provided in section eleven hereof If any person or persons appear at any stage of the proceedings who may appear to the court to have any interest whatsoever in the land and pay all taxes which would have been levied against said land had the same not been certified to the assessors and removed from the tax rolls as well as the costs of this proceeding the court may direct a conveyance to said person but no real estate commission shall be paid

Section 15 If any city treasurer of a city of the second class is also treasurer and or collector of school taxes for the school district of said city then this act and all its terms and conditions and to all intents and purposes may be applied to the collection of school taxes assessed and levied for school purposes within such city of the second class but shall not be considered as an exclusive remedy for the collection of school taxes The city shall be considered a trustee for the school district when lands are purchased by the city at its treasurer's sale whereon school taxes are due and owing

Section 16 All lands heretofore or hereafter purchased by any city of the second class or school district within such city at a sheriff sale treasurer's sale or any sale for the nonpayment of city or school taxes and held beyond the period of redemption may be sold to a purchaser under the terms of sections eleven twelve thirteen and fourteen of this act

Section 17 The act approved the thirtieth day of March one thousand nine hundred three (P. L. 106) entitled "An act authorizing and empowering the city treasurers of the several cities of second class and third class of this Commonwealth to sell at public sale all properties upon which the taxes assessed and levied are delinquent and

remain unpaid" and its amendments are hereby repealed insofar as they relate to cities of the second class

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier	Lord,	Tarr,
Becker,	Geltz	Mahany,	Taylor,
Borger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Cart	Heyburn,	Rahouser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan	Scarlett,	Wilson
Dent,	Kephart,	Snowden,	Wolfe,
D'Silvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stierel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzier,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 706, on third reading, entitled:

An Act to amend subsection (e) of section two of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" further regulating dust hazards

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. DENT. Mr. President, I ask unanimous consent that House Bill No. 726, on third reading, entitled:

An Act to amend section two of the act approved the twelfth day of May one thousand nine hundred eleven (P. L. 295) entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one providing for the levy collection and disbursement of taxes and water-rents or rates and conferring certain powers and duties in reference thereto upon the city treasurer the board of water assessors and the collector of delinquent taxes and repealing certain acts relating to matters herein provided for" by fixing a limit for taxes to be levied on real estate

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 768, as follows:

An Act to add section one thousand six hundred ten point one to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing the teaching of safe driving of automobiles

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article sixteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended by adding after section one thousand six hundred ten thereof a new section to read as follows

Section 1610.1 Any school district may provide for the teaching of safe driving of motor vehicles in the elementary and secondary schools of the district or in the secondary schools only. In the case of pupils under the age of sixteen (16) years such instruction shall be limited to class room instruction by those who shall possess the qualifications prescribed by the State Council of Education. In the case of pupils of the age of sixteen (16) years and over the instruction may include practical instruction in the operation of motor vehicles on the public highways or other places selected by the board of school directors or by the principal of the school where the instruction is given. The board of school directors may employ and fix the compensation of qualified persons to teach the practical operation of motor vehicles on the highways or elsewhere who shall possess the qualifications prescribed by the State Council of Education. The board of school directors may purchase rent or hire motor vehicles for such instruction and shall procure or require automobile liability insurance in such amounts as the board of school directors shall prescribe covering vehicles owned or operated pursuant to this section. Such insurance shall be for the public liability of the owner of the vehicle when the owner is some one other than the school district the employee of the school district the employee of the owner and the pupil operating the vehicle against claims for damages for injuries to person or property. No liability shall attach to any individual school director superintendent teacher or other school authority by reason of teaching safe driving except that which is protected by the automobile liability insurance policies which are procured by reason of the authority granted herein.

The board of school directors may appropriate and expend money of the school district for the purpose of paying the compensation of the instructors and to purchase rent or hire motor vehicles automobile liability insurance and to maintain and repair the same and to purchase fuel lubricants parts and accessories therefor

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazler,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor.
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margle,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring.
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 805, as follows:

An Act to amend section twenty-five of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" increasing the salaries of members of the commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-five of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county

as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" is hereby amended to read as follows

Section 25 The salary of the two members of the said commission elected to the said office shall be [four thousand dollars (\$4000)] four thousand four hundred dollars (\$4400) per annum payable monthly or semi-monthly. Neither the president judge of the court of common pleas nor any other judge who may serve upon said commission shall receive any additional salary for such service. The salary of all clerks assistants investigators or employees shall be such as may be fixed by the salary board hereinbefore provided for to fix the number and compensation of the clerks assistants investigators and employees of said commission

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 817, as follows:

An Act defining and regulating certain installment sales of motor vehicles prescribing the conditions under which such sales may be made and regulating the financing thereof regulating and licensing persons engaged in the business of making or financing such sales prescribing the form contents and effect of instruments used in connection with such sales and the financing thereof prescribing certain rights and obligations of buyers sellers persons financing such sales and others limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies extensions and loans regulating insurance in connection with such sales regulating reposessions redemptions resales and deficiency judgments and the rights of parties with respect thereto authorizing extensions loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties and repealing certain acts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act shall be known and may be cited as the "Motor Vehicles Sales Finance Act"

Section 2 Findings and Declarations of Policy It is hereby determined and declared as a matter of legislative finding

(a) That an exhaustive study by the Joint State Government Commission discloses nefarious unscrupulous and improper practices in the financing of the sale of motor vehicles in this Commonwealth which are unjustifiably detrimental to the consumer and inimical to the public welfare. Such practices prevail not only among some sellers but also among some sales finance companies and some banks which acquire contracts arising out of installment sales of motor vehicles and which frequently influence the credit policies of sellers

(b) That the agreement for the installment sale of motor vehicles in this Commonwealth has been generally cast in the form of the so-called "Pennsylvania Bailment Lease" contract in which the seller is technically the lessor and the buyer is technically the lessee. By the use of this fictional instrument in the installment sale of motor vehicles the extension of credit to the purchaser has been so inextricably entwined with the alleged bailment of the motor vehicle as to deprive the consumer of the benefit of existing laws

(c) That consumers because of these legal technicalities and because of their equal bargaining position are at the mercy of unscrupulous persons and are being intolerably exploited in the installment purchase of motor vehicle. Such exploitation is evident in the unfair provisions of the installment sale contract exorbitant charges for credit extortionate default extension collection repossession and other charges unconscionable practices respecting execution of contracts refinancing of contracts prepayment refunds insurance repossession and redemption

(d) That practices enumerated and other equally pernicious have existed to such an extent that regulation of the installment selling of motor vehicles is necessary to the adequate protection of the public interest. Adequate regulation of installment selling must include control of the functions of selling and financing of motor vehicles whether exercised by the same or by different persons

Therefore it is hereby declared to be the policy of the Commonwealth of Pennsylvania to promote the welfare of its inhabitants and to protect its citizens from abuses presently existing in the installment sale of motor vehicles and to that end exercise the police power of the Commonwealth to bring under the supervision of the Commonwealth all persons engaged in the business of extending consumer credit in conjunction with the installment sale of motor vehicles to establish a system of regulation for the purpose of insuring honest and efficient consumer credit service for installment purchasers of motor vehicles and to provide the administrative machinery necessary for effective enforcement

Section 3 Definitions The following words terms and phrases when used in this act shall have the meaning ascribed to them in this section except where the context clearly indicates otherwise

1 "Motor vehicle" shall mean any self-propelled device in which upon which or by which any person or property is or may be transported or drawn upon a public highway excepting tractors power shovels road machinery agricultural machinery and other machinery not designed primarily for highway transportation but which may incidentally transport persons or property on a public highway and excepting such devices which move upon or are guided by a track or travel through the air and shall include trailers and semi-trailers

2 "Person" includes an individual partnership association business corporation banking institution non-profit corporation common law trust joint stock company or any other group of individuals however organized

3 "Installment buyer" or "buyer" shall mean the person who buys hires or leases a motor vehicle under any installment sale contract or any legal successor in interest to such person and shall continue to designate such person notwithstanding he may have entered into one or more extensions deferments renewals or other revisions of the original contract and includes any person who as surety

endorser guarantor or otherwise is liable on the obligation created by the buyer under an installment sale contract

4 "Installment seller" or "seller" shall mean a person engaged in the business of selling hiring or leasing motor vehicles under installment sale contracts or any legal successor in interest to such person

5 "Holder" shall mean any person including a seller who is currently entitled to the rights of a seller under an installment sale contract

6 "Sales finance company" shall mean a person engaged as principal agent or broker in the business of financing or soliciting the financing of installment sales contracts made between other parties including but not hereby limiting the generality of the foregoing the business of acquiring investing in or lending money or credit on the security of such contracts or any interest therein whether by discount purchase or assignment thereof or otherwise provided that the term shall not include any person to the extent that he makes bona fide commercial loans to sellers or sales finance companies and takes assignments of or an interest in an aggregation of installment sale contracts only as security for such commercial loans under which in the absence of default or other bona fide breach of the loan contract ownership of such contracts remains vested in the assignor and collection of payments on such contracts is made by the assignor. The term shall include any seller whether or not licensed under this act as a seller who finances installment sale contracts for other sellers or sales finance companies

7 "Collector-repossessor" shall mean a person who collects payments or installment sale contracts or repossesses motor vehicles which are the subject of installment sale contracts as an independent contractor and not as a regular employee of a seller or sales finance company excluding duly constituted public official or attorneys-at-law when acting in an official capacity and excluding a licensed seller or licensed sales finance company making collections or repossessions on installment sale contracts wherein such seller or sales finance company was previously a "holder" or wherein such seller or sales finance company not having previously been a "holder" occasionally makes collections or repossessions for other licensed sellers or sales finance companies. The term shall include any combination of the above activities

8 "Banking institution" shall mean any bank bank and trust company trust company savings bank private bank or any national banking association organized and doing business under the provisions of any law of this Commonwealth or of any other state of the United States or under the provisions of any law of the United States of America

9 "Retail sale" shall mean the sale of a motor vehicle for use by the buyer or for the benefit or satisfaction which the buyer may derive from the use of the motor vehicle by another

10 "Installment sale contract" or "contract" shall mean any contract for the retail sale of a motor vehicle or which has a similar purpose or effect under which part or all of the price is payable in two or more scheduled payments subsequent to the making of such contract or as to which the obligor undertakes to make two or more scheduled payments or deposits that can be used to pay part or all of the purchase price whether or not the seller has retained a security interest in such motor vehicle or has taken collateral security for the buyer's obligation and shall include any loan any mortgage any conditional sale contract any purchase-money chattel mortgage any hire-purchase agreement or any contract for the bailment or leasing of a motor vehicle under which the hire-purchaser the bailee or lessee contracts to pay as compensation a sum substantially equivalent to or in excess of the value of the motor vehicle and any other form of contract which has a similar purpose or effect provided however that the terms shall not include any sale or contract for sale upon an open book account wherein the seller has not retained or taken any security interest in the motor vehicle sold or any collateral security for the buyer's obligation and wherein the buyer is not required to pay any sum other than the cash price of

the motor vehicle sold in connection with such sale or extension of credit and wherein the buyer is obligated to pay for the motor vehicle in full within ninety (90) days from the time the sale or contract for sale was made. These terms shall also mean and apply to any extension deferment renewal or other revision of such installment sale contract

11 "Cash price" shall mean the minimum price measured in dollars at which the seller would in good faith sell to the buyer or to any other buyer under like circumstances and the buyer would in good faith buy from the seller the motor vehicle which is the subject matter of the installment sale contract if such sale were a sale for cash instead of an installment sale

12 "Down payment" shall mean all partial payments whether made in case or otherwise received by or for the benefit of the seller prior to or substantially contemporaneous with either the execution of the installment sale contract or the delivery of the goods sold thereunder which ever occurs later

13 "Principal amount financed" shall mean the unpaid cash price balance after deducting the down payment adding the cost of any insurance premiums required or obtained as security for or by reason of the sale of a motor vehicle under an installment sale contract and adding other cost necessary or incidental to the sale of the motor vehicle under such contract which the seller contracts to pay on behalf of the buyer and for the amount of which the seller agrees to extend credit to the buyer and for which the buyer contracts voluntarily

14 "Finance charge" shall mean the amount of the consideration in excess of the cash price which the buyer is required to pay to the seller for the privilege of purchasing a motor vehicle under an installment sale contract or for the credit extended by the seller to the buyer in conjunction with the sale of a motor vehicle under an installment sale contract or it shall mean the differential between the cash sale price of the motor vehicle and the installment sale price exclusive of insurance premium costs and other costs necessary or incidental to an installment sale which are specifically authorized by this act to be included in an installment sale contract

15 "Time balance" shall mean the sum of the principal amount financed and the finance charge

16 "Security interest" shall mean any property right in the motor vehicle which is the subject of an installment sale contract whenever such right is retained to secure performance of any obligation of the buyer under such contract any extension deferment renewal or other revision thereof and the term shall include any lien or encumbrance against such motor vehicle any interest of a mortgagee in such motor vehicle and any reservation of title to such motor vehicle whether or not expressed to be absolute whenever such title is in substance retained for security only

17 "Collateral security" shall mean any security other than a security interest in a motor vehicle which is the subject of an installment sale contract which is given to secure performance of any obligation of the buyer or of any surety or guarantor for him under an installment sale contract extension deferment renewal or other revision thereof and the term shall include the undertakings of any surety or guarantor for the buyer and any interest in encumbrance on or pledge of real or personal property other than the motor vehicle which is the subject of the installment sale contract

18 "Administrator" shall mean the Department of Banking of the Commonwealth of Pennsylvania.

19 "Licensee" shall mean a person to whom has been issued a license under this act as an installment seller or as a sales finance company or as a collector-repossessor which license has not expired has not been surrendered or revoked and in the plural shall mean any or all persons so licensed under any or all of these three classifications

Section 4 Licenses Required On and after the effective date of this act no person shall engage or continue to engage in this Commonwealth either as principal employee agent or broker

1 In the business of an installment seller of motor

vehicles under installment sale contracts except as authorized in this act under license issued by the administrator or

2 In the business of a sales finance company except as authorized in this act under license issued by the administrator or

3 In the business of a collector-repossessor except as authorized in this act under license issued by the administrator

Section 5 Applications for licenses

A Applications for licenses under this act shall be in writing under oath and in the form prescribed by the administrator

B The application shall contain the name under which the business is conducted the address of the place of business the date of registration of the fictitious or trade name if any with the Secretary of the Commonwealth the date and place of incorporation if the applicant is a corporation the name and residence address of the owner if the applicant is an individual owner the name and residence address of all owners partners or members if the applicant is a partnership or association the name and address of all officers and directors if the applicant is a corporation and such other information as the administrator may require

C All applications filed by associations or corporations shall be accompanied by a power of attorney showing the name and address of the authorized agent in the Commonwealth of Pennsylvania upon whom all judicial and other process or legal notice may be served and in the case of the death removal from the Commonwealth or any legal disability or disqualification of such agent service of such process or notice upon the administrators shall be authorized

D A separate application on the prescribed form shall be filed for each place of business conducted by or to be established by a licensee within the Commonwealth of Pennsylvania

E All applications for renewal licenses shall be filed at least fifteen (15) days prior to October first annually

Section 6 License Bonds

A A bond in the form prescribed by the administrator in the penal sum of five thousand dollars (\$5000) shall accompany every application for license as a sales finance company and for license as a collector-repossessor Such bond shall be executed by a surety company authorized by the laws of Pennsylvania to transact business within this Commonwealth provided that the bond accompanying an application for license as a sales finance company filed by a banking institution located within this Commonwealth may be executed by such banking institution on its own behalf in lieu of a bond executed by a surety company The bond shall be executed to the Commonwealth of Pennsylvania shall be for the use of the Commonwealth and for any person or persons The condition of the bond shall be that the licensee will comply with and abide by all provisions of this act and all the rules and regulations of the administrator lawfully issued and that the licensee will pay to the Commonwealth to the administrator or to any person or persons any and all moneys that may become due to the Commonwealth to the administrator or to any person or persons from the said licensee under and by virtue of the provisions of this act If any person shall be aggrieved by the misconduct of a licensee and shall cover judgment against such licensee such person may on any execution issued under such judgment maintain an action upon the bond of the licensee in any court having jurisdiction of the amount claimed provided the administrator essents thereto B A bond in the form prescribed shall be filed for each place of business conducted by a finance company and for each place of business conducted by a collector-repossessor within the Commonwealth of Pennsylvania

C A new bond shall accompany every application for renewal license and shall be filed with at least fifteen (15) days prior to October first annually

Section 7 License Fees

A Each application for license shall be accompanied by a license fee in the amount of

1 Ten dollars (\$10) for license as an installment seller of motor vehicles

2 One hundred dollars (\$100) for license as a sales finance company

3. One hundred dollars (\$100) for license as a collector-repossessor

B A separate license fee of like amount shall be paid for each place of business conducted by a licensee within the Commonwealth of Pennsylvania

C No abatement in the amount of the said license fee shall be made if the license is issued for less than one year or if the license is surrendered cancelled or revoked prior to the expiration of the license year for which such license was issued

D All licenses under this act shall expire on October first annually A renewal license fee in the same amount shall be paid annually on or before October first for each respective type of license and for each place of business

E All license fees and fines received by the administrator under this act shall be deposited in the State Treasury to the credit of a special fund for the use of the administrator in administering this and other laws of the Commonwealth placed under his administration

Section 8 Approval of Licenses and Issuance of Licenses

A The administrator if he approves an application for license shall issue to the applicant a license certificate showing the name of the person authorized to do business thereunder and the address of the licensee Such license certificate when issued to an installment seller or to a sales finance company shall be posted in a conspicuous place in the place of business of the licensee so that it will be in full view of the public at all times and when issued to a collector-repossessor shall be carried in the immediate possession of the licensee whenever he is engaged in the type of business for which the license is issued so that it may be presented for inspection upon request of any person entitled to such inspection

B A license shall not be transferred or assigned

C A licensee may change his place of business to another location within the same municipality for which the license certificate was issued A licensee desiring to change the address of his place of business shall give prior written notice thereof to the administrator and shall return the license certificate to the administrator for amendment The administrator shall amend the license certificate to show the new address on the date thereof which shall thereafter be the authorized address of the licensee A licensee shall not be required to pay any charge for amendment of a license certificate to effect change of address

D Only one place of business may be operated under the same license provided however that where every place of business is conducted under one name and the business records are kept in one place only one license shall be required This proviso shall apply only to installment sellers A licensee may operate more than one place of business by filing an application on the prescribed form for each additional place of business and by furnishing a bond for each additional place of business in the case of a sales finance company and collector-repossessor and by paying the respective license fee provided in this act for each additional place of business

Section 9 Rejection of Application

A The administrator may reject any application for license or any application for renewal of a license if he is not satisfied that the financial responsibility character reputation integrity and the general fitness of the applicant and of the owners partners or members thereof if the applicant be a partnership or association and of the officers and directors if the applicant be a corporation are such as to command the confidence of the public and to warrant the belief that the business for which application for license is filed will be operated lawfully honestly fairly and within the legislative intent of this act and in accordance with the general laws of this Commonwealth provided however that no license may be issued if the applicant any affiliate owner partner member officer director employe agent or spouse of the applicant has

pleaded guilty entered a plea of nolo contendere or has been found guilty by a judge or a jury for engaging in any business for which a license is required under this act without having obtained a license under this act or if the applicant any affiliate owner partner member officer director employe agent or spouse of the applicant has pleaded guilty entered a plea of nolo contendere or has been found guilty by a judge or a jury of a second offense violation of this act under the penal section of this act applicable to licensees and had its license revoked

B Whenever the administrator rejects an application for license he shall mail a notice of such action to the applicant and the applicant may within thirty (30) days of the date of such notice appeal from such action to the courts of Dauphin County

C Whenever the administrator rejects an application for license he shall return the license fee which accompanied the application provided however all or any portion of the license fee may be retained by the administrator if rejection is based wholly or partially upon false information furnished by the applicant in the application

Section 10 Revocation or Suspension of Licenses

A The administrator upon thirty day's written notice to the licensee forwarded by registered mail to the place of business of such licensee as shown in the application for license or as amended on the license certificate in case of change of address subsequent to issuance of the license certificate may revoke or suspend any license if he finds that

1 The licensee has made any material misstatement in the application for license or that

2 The licensee has violated any provision of this act or that

3 The licensee has violated any rule or regulation issued by the administrator under and within the authority of this act or that

4 The licensee has failed to comply with any demand rule or regulation lawfully made by the administrator under and within the authority of this act or that

5 The licensee refuses or has refused to permit the administrator or his designated representatives to make examinations authorized by this act or that

6 The licensee in the case of a finance company and collector-repossessor has failed to maintain in effect the bond required under the provisions of this act or that

7 The licensee has failed to maintain satisfactory records required by this act or prescribed by the administrator or that

8 The licensee has falsified any records required by this act to be maintained of the business contemplated by this act or that

9 The licensee has failed to file any report with the administrator within the time stipulated in this act or that

10 The licensee has failed to pay the fine required by this act for failure to file reports to the administrator within the time stipulated or that

11 The licensee has defrauded any retail buyer to the buyer's damage or wilfully failed to perform any written agreement with any retail buyer or that

12 Any fact or condition exists or is discovered which if it had existed or had been discovered at the time of filing of the application for such license would have warranted the administrator in refusing to issue such license

B The administrator may revoke or suspend only the particular license with respect to which grounds for revocation may occur or exist but if he finds that grounds for revocation are of general application to all places of business or to more than one place of business operated by a licensee he may revoke all of the licenses issued to such licensee or those licenses to which grounds for revocation apply as the case may be

C Whenever a license has been revoked the administrator shall not issue another license to the licensee pursuant to the provisions of this act until the expiration of at least one (1) year from the effective date of revocation of said license and not at all if such licensee or any owner partner member officer director employe

agent or spouse of the licensee shall have pleaded guilty entered a plea of nolo contendere or has been found guilty by a judge or a jury of a second offense violation of this act

D Appeals may be taken from the action of the administrator in suspending and revoking licenses in accordance with the procedure prescribed by the act of June 4 1945 (P. L. 1388) known as The Administrative Agency Law

Section 11 Authority of Administrator

A The administrator and any person designated by him for that purpose is empowered to investigate at any time the business and affairs and examine the books accounts papers records documents and files of every licensee and of every person who shall be engaged in business contemplated by this act whether such person shall act or claim to act as principal agent or broker or under or without the authority of this act For this purpose the administrator shall have free access to the offices and places of business books accounts papers records documents and files of all such persons A person who is not licensed under this act shall be presumed to be engaged in business contemplated by this act if he as principal agent or broker advertises or solicits business for which a license is required by the provisions of this act and the administrator and any person designated by him for that purpose is in such cases hereby empowered to examine the books accounts papers records documents files safes and vaults of such persons for the purpose of discovering violations of this act

B The administrator is empowered to require the attendance and testimony of witnesses and the production of any books accounts papers records documents and files relating to such business which the administrator has authority by this act to investigate and for this purpose and administrator or his duly authorized representative may sign subpoenas administer oaths and affirmations examine witnesses and receive evidence In case of disobedience of any subpoena or the contumacy of any witness appearing before the administrator the administrator may invoke the aid of the courts of Dauphin County or any court of the Commonwealth and such court shall thereupon issue an order requiring the person subpoenaed to obey the subpoena or to give evidence or to produce books accounts papers records documents and files relative to the matter in question Any failure to obey such order of the court may be punished by such court as a contempt thereof

Section 12 Records Required

A Every licensee shall maintain at the place of business designated in the license certificate such books accounts and records of the business conducted under the license issued for such place of business as will enable the administrator to determine whether the business of the licensee contemplated by this act is being operated in accordance with the provisions of this act

B A licensee operating two or more licensed places of business in this Commonwealth may maintain the general control records of all such offices at any one of such offices or at any other office maintained by such licensee upon the filing of a written request with the administrator designating therein the office at which such control records are maintained and upon approval of such request by the administrator

C All books accounts and records of licensees shall be maintained in the English language

D All books accounts and records of licensees including any cards used in a card system shall be preserved and available for examination by the administrator for at least two (2) years after making the final entry therein

E The administrator is hereby authorized and empowered to prescribe the minimum information to be shown in the books accounts and records of licensees so that such records will enable the administrator to determine compliance with the provisions of this act

Section 13 Requirements as to Contracts

A Every installment sale contract shall be in writing and shall contain all of the agreements between the buyer and the seller relating to the installment sale of the motor

vehicle sold and shall be signed by both the buyer and the seller

B Every installment sale contract shall be completed as to all essential provisions prior to the signing of such contract by the buyer

C An exact copy of the installment sale contract shall be furnished by the seller to the buyer at the time the buyer signs such contract Such buyer's copy of the contract shall contain the signature of the seller identical with such signature on the original contract Such copy shall be furnished to the buyer without charge

D Every installment sale contract shall contain the following notice printed prominently and in the form indicated in twelve (12) point type or larger directly above the space provided in the contract form for the signature of the buyer

"Notice to Buyer

Do not sign this contract in blank

You are entitled to an exact copy of the contract you sign

Keep it to protect your legal rights"

E The seller shall obtain from the buyer a written acknowledgment of the delivery of the copy of the contract to the buyer Such acknowledgment shall be printed in twelve (12) point type or larger and if attached to the contract it shall be printed below the buyer's signature to the contract and shall be independently signed

F Every installment sale contract shall provide for payment of the time balance in substantially equal periods and in substantially equal amounts provided that when appropriate for the purpose of facilitating payment in accordance with a buyer's intermittent income a contract may provide for payment on a schedule which reduces or omits payments over any period or periods in which the buyer's income is reduced or suspended An installment sale of a new motor vehicle to a bona fide salesman or of motor vehicles to be used by him principally as a demonstrator shall be exempt from the equal payment schedule requirement of this section

Section 14 Contents of Contract

A Every installment sale contract shall state the full names and addresses of all the parties thereto the date when signed by the buyer and shall contain a description of the motor vehicle sold which shall be sufficient for accurate identification

B Every installment sale contract shall set forth the following separate items as such and in the following order

1 Cash Price of the motor vehicle This amount may include any taxes charges for delivery cost of servicing repairing or improving the motor vehicle costs of accessories and installation or other costs normally included in the delivered cash price of such motor vehicle

2 Down Payment made by the buyer at the time of or prior to execution of the contract indicating whether made in cash or represented by the agreed value of a "trade-in" motor vehicle or other goods or both The amount of cash and/or the value of any "trade-in" shall be shown separately A description of the "trade-in" if any sufficient for identification shall be shown

3 Unpaid Cash Price Balance which shall be the difference between the cash price (Item 1) and the down payment (Item 2) above

4 Insurance Premium Costs for the payment of which the seller agrees to extend credit to the buyer The term of such insurance a concise description of the coverage and the amount of the premium shall be set forth If the precise cost of the insurance is not available at the time the contract is signed an estimated amount ascertained from a chart prepared by the licensee and approved by the administrator may be set forth in the contract When the cost of the insurance is so estimated the contract shall so state and it shall contain notice to the buyer that the difference between the estimated cost and the actual cost of the insurance including finance charges on such amount will be adjusted at the time of the final payment on the contract and a statement of the amount of the adjustment shall be furnished

to the buyer simultaneously with the delivery of the insurance policy or certificate

5 Other Costs necessary or incidental which the seller contracts to pay on behalf of the buyer and for the amount of which the seller agrees to extend credit to the buyer as authorized by this act Such costs shall be itemized in the contract as to nature and amount

6 Principal Amount Financed which shall be the total of the unpaid cash price balance (Item 3) plus the insurance premium costs (Item 4) plus other costs (Item 5) for which the seller agrees to extend credit to the buyer

7 Finance Charge which is the consideration in excess of the cash price (Item 1) excluding insurance premium (Item 4) and other costs (Item 5) which the buyer agrees to pay to the seller for the privilege of purchasing the motor vehicle under the installment sale contract

8 Time Balance which shall be the total of the principal amount financed (Item 6) plus the finance charge (Item 7) and which shall represent the total obligation of the buyer which he agrees to pay in two or more scheduled payments

9 Payment Schedule which shall state the number of payments the amount of the payments and the time of the payments required to liquidate the time balance

C Every installment sale contract shall state clearly any collateral security taken for the buyer's obligation under the contract

D Every installment sale contract shall contain a summary notice of the buyer's principal legal rights respecting prepayment of the contract and rebate of finance charge and reinstatement of the contract in the event of repossession

E Every installment sale contract shall contain specific provisions as to the buyer's liability respecting default charges repossession and sale of the motor vehicle in case of default or other breach of contract and respecting the collateral security if any

Section 15 Prohibited Provisions of Contract

A No installment sale contract shall be signed by any party thereto when such contract contains blank spaces to be filled in after such contract has been signed This provision shall not apply to serial numbers or other identifying marks which are not available for description of the motor vehicle at the time of execution of the contract

B No installment sale contract shall contain any acceleration clause under which any part or all the time balance represented by payments not yet matured may be declared immediately payable because the seller or holder deems himself to be insecure This provision shall not affect an acceleration clause authorizing the seller or holder to declare the entire time balance due and payable in case of default in the payment of one or more installment payments or use of the motor vehicle for illegal purposes

C No installment sale contract shall contain any provision authorizing any person acting on behalf of the seller or holder to enter upon premises of the buyer unlawfully or to commit any breach of the peace in the repossession of the motor vehicle or collateral security

D No installment sale contract shall contain any provision whereby the buyer waives any right of action against the seller holder collector-repossessor or other person acting on behalf of the holder for any illegal act committed in the collection of the payments under the contract or in the repossession of the motor vehicle or collateral security

E No installment sale contract shall contain any provision whereby the buyer executes a power of attorney appointing the seller the holder a collector-repossessor or the agent of such licensee as the buyer's agent in collection of the payments under the contract or in repossession of the motor vehicle sold or collateral security This provision shall not apply to a power of attorney issued by the buyer to an attorney-at-law to be used only in the collection of the obligation by legal process

F No installment sale contract shall contain any provision relieving the holder or other assignee from liability

for any legal remedies which the buyer may have had against the seller under the contract or under any separate instrument executed in connection therewith.

G No installment sale contract shall require or entail the execution of any note or series of notes by the buyer which when separately negotiated will cut off as to third parties any right of action or defense which the buyer may have against the original seller.

Section 16 Transfer of Installment Sale Contract

A The seller of a motor vehicle under an installment sale contract executed in the Commonwealth of Pennsylvania shall not sell transfer or assign the obligation represented by such contract to any person in Pennsylvania or elsewhere who is not licensed as a sales finance company pursuant to the provisions of this act.

B A sales finance company licensed pursuant to the provisions of this act shall not sell transfer or assign the obligation represented by a motor vehicle installment sale contract executed in the Commonwealth of Pennsylvania which it has lawfully acquired to any other person in Pennsylvania or elsewhere who is not licensed as a sales finance company pursuant to the provisions of this act.

C Whenever an installment sale contract is lawfully sold transferred or assigned to a person who is licensed as a sales finance company pursuant to the provisions of this act such new holder shall furnish to the buyer in such contract a written notice of such sale transfer or assignment excepting when assignment is made only to secure a bona fide commercial loan. Such notice shall set forth the name and address of the new holder and shall notify the buyer of the name and address of the person authorized to receive future payments on such contract. If such notice has not been given any payment or tender of payment made to and any service of notice on the last known holder by the buyer shall be binding upon any subsequent holder.

D The provisions of this section shall not apply to an assignment of an aggregation of installment sale contracts which is executed by a seller or sales finance company only as collateral security for a bona fide commercial loan obtained at lawful rates of interest from a person regularly engaged in the business of lending money on the security of such assigned collateral and under which in the absence of default or other bona fide breach of the loan contract ownership of the assigned contracts remains vested in the assignor and collection of payments on such assigned contracts is made by the assignor and provided such assignment and loan contracts are not for the purpose of evading or circumventing the provisions of this act.

Section 17 Insurance

A The buyer of a motor vehicle under an installment sale contract may be required to provide insurance on such motor vehicle at the buyer's expense for the protection of the seller or subsequent holder. Such insurance shall be limited to insurance against substantial risk of damage destruction or theft of such motor vehicle provided however the foregoing shall not interfere with the liberty of contract of the buyer and seller to contract for other or additional insurance as security for or by reason of the obligation of the buyer and inclusion of the cost of such insurance premium in the principal amount advanced under the installment sale contract. Such insurance shall be written for the dual protection of the buyer and of the seller or subsequent holder to the extent of his interest in the motor vehicle. Such insurance shall be for an amount and period of time and upon terms and conditions which are reasonable and appropriate considering the type and condition of the motor vehicle the amount of the time balance and the schedule of payments in the installment sale contract.

B The buyer of a motor vehicle under an installment sale contract shall have the privilege of purchasing such insurance from an agent or broker of his own selection and selecting an insurance company acceptable to the seller provided however the inclusion of the cost of the insurance premium in the installment sale contract when the buyer selects the company agent or broker shall be optional with the seller.

C Whenever the seller contracts to purchase at the buyer's expense such insurance on a motor vehicle sold under an installment sale contract such insurance shall be purchased through an agent and/or broker authorized to conduct business in Pennsylvania and such insurance shall be written by an insurance company qualified to do business in Pennsylvania. The status of the buyer and seller or holder as set forth in such insurance contract shall conform to the status of these parties in the installment sale contract. The cost of the premium on such insurance to the buyer shall not be in excess of the amount of the premium which others are required to pay to such insurance company for similar coverage and in no event in excess of rates established in the then current published applicable manual of a recognized standard insurance rating bureau or the rates fixed by authority of the Commonwealth of Pennsylvania.

D Whenever the seller contracts to purchase at the buyer's expense such insurance on a motor vehicle sold under an installment sale contract a copy of the policy or a certificate of insurance shall be delivered to the buyer within thirty (30) days of the date of the buyer's signing of the installment sale contract.

E The insurance policy which is furnished to the buyer when the insurance is placed by the seller or subsequent holder at the buyer's expense shall set forth complete information as to the effective dates amounts of premiums and coverage and shall contain all the terms of the insurance contract. When a certificate of insurance issued under a master policy is furnished to the buyer in lieu of an individual policy such certificate shall set forth all information as to effective dates amounts of premiums and coverage and shall contain all the terms of the insurance contract embodied in the master policy to the same extent as would appear if an individual policy were issued and shall give due notice that it is not an insurance policy.

F When the seller or subsequent holder has placed at the expense of the buyer insurance on a motor vehicle sold under an installment sale contract and the buyer prepays the time balance under the contract prior to the expiration date of the insurance such insurance shall remain in force unless the buyer requests cancellation thereof. The seller or holder shall not cancel the insurance under such circumstances without the buyer's consent nor shall the seller or holder coerce the buyer to cancel the insurance. Unexpired insurance premiums received by the seller or holder resulting from cancellation of insurance which was originally placed at the buyer's expense shall be paid to the buyer or credited to any matured unpaid installments under the contract.

G When the seller contracts to purchase insurance at the buyer's expense and such insurance is cancelled by the insurance company prior to expiration the seller or subsequent holder shall place comparable insurance with another insurance company and furnish the buyer with a copy of the insurance policy subject to the same requirements of this act applicable to the original policy. In the event the holder is unable to obtain such insurance in another insurance company he shall immediately notify the buyer who may then obtain such insurance from an insurance company agent or broker of his own selection and the holder shall be liable for any additional costs incurred by the buyer in rewriting such insurance for the unexpired period for which the original insurance was written. The holder under these circumstances shall also be liable to the buyer for any loss suffered by the buyer through negligence on the part of the holder in promptly advising the buyer of his inability to obtain replacement insurance.

Section 18 Other Costs Included in Amount Financed

A In addition to the cost of insurance premiums authorized in the preceding section of this act the seller of a motor vehicle under an installment sale contract may require the buyer to pay certain other costs incurred in the sale of a motor vehicle under such contract as follows:

1 Fees payable to the Commonwealth of Pennsylvania for filing a lien or encumbrance on the certificate of title to a motor vehicle sold under an installment sale contract or collateral security thereto.

2 Fees payable to a public official for filing or recording and satisfying or releasing the installment sale contract or instruments securing the buyer's obligation

3 Fees for notarization required in connection with the filing and recording or satisfying and releasing a mortgage judgment lien or encumbrance

B The seller of a motor vehicle under an installment sale contract may also contract with the buyer to pay on behalf of the buyer such other costs incidental to the sale of a motor vehicle and contracted for voluntarily by the buyer as follows

1 Fees payable to the Commonwealth of Pennsylvania for registration of the motor vehicle and issuance or transfer of registration plates

2 Fees payable to the Commonwealth of Pennsylvania for driver's license for the buyer

3 Costs of messenger service and other costs contracted for voluntarily by the buyer

C Such other costs may be charged contracted for collected or received by the seller from the buyer independently of the installment sale contract or the seller may extend credit to the buyer for the amount of such costs and include such amount in the principal amount financed under the installment sale contract

D Such other costs paid or payable by the buyer shall not exceed the amount which the seller expends or intends to expend therefor Any such costs which the seller has collected from the buyer or which have been included in the buyer's obligation under the installment sale contract which are not disbursed by the seller as contemplated shall be immediately refunded or credited to the buyer

Section 19 Finance Charges

A A seller licensed under the provisions of this act shall have the power and authority to charge contract for receive or collect a finance charge as defined in this act on any installment sale contract covering the retail sale of a motor vehicle in this Commonwealth which shall not exceed the rates indicated for the respective classification of motor vehicles as follows

Class I New Motor Vehicles Six percent (6%) per year

Class II Used Motor Vehicles of a model designated by the manufacturer by a year not more than two (2) years prior to the year in which the sale is made nine percent (9%) per year

Class III Older Used Motor Vehicles of a model designated by the manufacturer by a year more than two (2) years prior to the year in which the sale is made twelve percent (12%) per year

B Such finance charge shall be computed on the principal amount financed as determined under Section 14-B-6 of this act

C Such finance charge shall be computed at the annual rate indicated on contracts which are payable by installment payments extending for a period of one (1) year On contracts providing for installment payments extending for a period which is less than or greater than one (1) year the finance charge shall be computed proportionately

D Such finance charge may be computed on the basis of a full month for any fractional month period in excess of ten (10) days

E A minimum finance charge of ten dollars (\$10.00) may be charged on any installment sale contract in which the finance charge when computed at the rates indicated results in a total charge of less than this amount

Section 20 Refinancing Installment Sale Contract

A The holder of an installment sale contract may extend the scheduled due date or defer the scheduled payment of all or part of any unpaid installment or payments or renew the unpaid time balance of such contract

B The holder may contract for receive and collect a refinance charge for such extension deferment or renewal Such refinance charge shall not exceed the amount ascertained under either of the following methods of computation at the respective rates indicated by

Option 1 Computing the refinance charge on the amount of the installment payment or payments or part thereof which is refinanced for the period of time for which each payment or part thereof is extended or deferred at the

following rates on contracts originally in the respective classification of motor vehicles set forth in the preceding section of this act

Class I One percent (1%) per month

Class II One and one-half (1-1/2%) per month

Class III Two percent (2%) per month

Such refinance charges may be computed on the basis of a full month for any fractional month period in excess of ten (10) days

Option 2 Computing the refinance charge on the amount obtained by adding to the unpaid time balance of the contract the insurance cost and other costs incidental to refinancing by adding unpaid default charges which may be accrued and by deducting any rebate which may be due to the buyer for prepayment incidental to refinancing at the rate of the finance charge in the original contract for the term of the renewal contract and subject to the provisions of this act governing computation of the original finance charge provided however that the provisions of this act governing minimum finance charges and minimum prepayment rebate shall not apply in calculating refinance charges on the contract renewed under this method of computation

C The holder of an installment sale contract shall not include in any contract for refinancing such contract any cash loan to the buyer nor any credit extended to the buyer incidental to the purchase of goods or services provided further that the word loan herein shall not include nor this act prohibit a rearrangement of payments under the installment sale contract by a refinance transaction involving a restoration of certain installment payments made under the contract but the refinance charge on such amount restored may be not more than six percentum per annum simple interest and provided further however that the holder of such contract may embody in such refinance contract the cost of accessories equipment and parts for the motor vehicle sold under such contract and the cost of repairs and services to such motor vehicle including finance charges thereon

Section 21 Default Charges

A A default charge may be collected on any installment payment or payments which are not paid on or before the due date of such payments Such default charge shall not exceed the rate of two percent (2%) per month on the amount of the payment or payments in arrears Such default charge may be computed on the basis of a full calendar month for any fractional month period in excess of ten (10) days Such default charges may be collected when earned during the term of the contract or may be accumulated and collected at final maturity or at the time of final payment under the contract Such default charge shall be collected on any payment in default because of any acceleration provision in the contract

Section 22 Refund for Prepayment of Contract

A The buyer notwithstanding the provisions of any installment sale contract shall have the privilege of prepaying at any time all or any part of the unpaid time balance under an installment sale contract

B Whenever all of the time balance is liquidated prior to maturity by prepayment refinancing or termination by surrender or repossession and re-sale of the motor vehicle the holder of the installment sale contract shall rebate to the buyer immediately the unearned portion of the finance charge Rebate may be made in cash or credited to the amount due on the obligation of the buyer

C The unearned finance charge to be rebated to the buyer shall be calculated at the original contract rate of charge on the total amount of full installments to become due and for the term of all subsequent full installment periods provided however the holder shall not be required to rebate any portion of such unearned finance charge which results in a net minimum finance charge on the contract less than ten dollars (\$10.00) and provided further the holder shall not be required to rebate any unearned finance charge when the amount due computed as herein set forth is less than one dollar (\$1.00)

Section 23 Repossession

A When the buyer shall be in default in the payment

of any amount due under a motor vehicle installment sale contract or when the buyer has committed any other breach of contract which is by the contract specifically made a ground for retaking the motor vehicle the seller or any holder who has lawfully acquired such contract may retake possession thereof Unless the motor vehicle can be retaken without breach of the peace it shall be retaken by legal process but nothing herein shall be construed to authorize a violation of the criminal law

B Repossession of a motor vehicle when effected by legal process shall be made only by a duly constituted public official Repossession when effected otherwise than by legal process shall be made only by the holder including an official or full time employee thereof by a collector-repossessor licensed under this act by the person who originally sold such motor vehicle to the buyer under the installment sale contract or by any licensed seller or sales finance company including an official and full time employee thereof who is not regularly engaged in the business of making such repossessions but occasionally does so as an accommodation for other sellers or finance companies

C When replevin and sale of the motor vehicle sold under an installment sale contract or of the collateral security thereto is effected by legal process such proceedings may be commenced by the holder immediately upon any default or breach of contract by the buyer In a proceeding under these conditions the buyer shall receive such notices shall have such rights shall be liable for such costs of suit and reasonable attorney's fees as provided by the laws governing such legal proceedings

D When repossession of a motor vehicle which is the subject of an installment sale contract is effected otherwise than by legal process the holder shall immediately furnish the buyer with a written "notice of repossession" delivered in person or sent by registered mail directed to the last known address of the buyer Such notice shall set forth the buyer's rights as to the contract if the holder extends the privilege of reinstatement and redemption of the motor vehicle shall contain an itemized statement of the total amount required to redeem the motor vehicle by reinstatement or payment of the contract in full shall give notice to the buyer of the holder's intent to re-sell the motor vehicle at the expiration of fifteen (15) days from the date of mailing such notice shall disclose the place at which the motor vehicle is stored and shall designate the name and address of the person to whom the buyer shall make payment or upon whom he may serve notice

E When repossession of a motor vehicle which is the subject of an installment sale contract is effected otherwise than by legal process the buyer shall be liable for costs incurred by the holder in retaking storing and repairing such motor vehicle only when all of the following conditions prevail

1 When default exceeds fifteen (15) days at the time of repossession and

2 When such costs represent actual necessary and reasonable expenses incurred by the holder in retaking storing and repairing the motor vehicle excluding any costs incurred in retaking which are charges for services of persons who are regular full time employees of the holder and

3 When such costs are supported by receipts or other satisfactory evidence of payment and records of the holder show detailed information as to nature of each item of expense the amount thereof the date of payment and to whom paid

F The administrator shall have authority to reduce the amount of or prohibit entirely any item of expense of retaking storing or repairing of a motor vehicle which appears to him to be fictitious unnecessary unreasonable or exorbitant or such as would not have been incurred by a prudent person under similar circumstances

Section 24 Reinstatement of Contract after Repossession

A Whenever a motor vehicle sold under an installment sale contract has been replevined by legal process or repossessed otherwise than by legal process because of

default or other breach of contract the holder may reinstate the contract and return the motor vehicle to the buyer provided the buyer pays all past due installments or agrees with holder on mutually satisfactory arrangements accrued default charges costs of suit under the contract and authorized by this act in replevin by legal process and if default at the time of repossession exceeded fifteen (15) days expenses of retaking repairing and storage authorized by this act

B When a contract is reinstated after repossession the holder may contemporaneous therewith or subsequently thereto enter into a contract with the buyer for refinancing the obligation as provided in this act

Section 25 Redemption and Termination of Contract after Repossession

A When repossession of a motor vehicle which is the subject of an installment sale contract is effected within the Commonwealth of Pennsylvania otherwise than by legal process the holder shall retain such repossessed motor vehicle within the county in which it was retaken for a period of fifteen (15) days after mailing of notice of repossession to the buyer If such repossession is made outside of the Commonwealth of Pennsylvania the motor vehicle at the option of the holder may be retained in the vicinity of retaking for such fifteen (15) day period or brought back to the county in Pennsylvania in which it was originally sold to the buyer under such contract and retained in such county for such fifteen (15) day period

B During such fifteen (15) day period the buyer may redeem the motor vehicle and terminate the contract by payment or tender of payment to the holder of the following amounts of the conditions hereinafter indicated

1 When default at the time of repossession was less than fifteen (15) days the amount of the unpaid time balance plus the amount of any accrued default charges authorized by this act plus any other amount lawfully due under the contract excluding costs of retaking repairing and storage less rebate of unearned finance charge

2 When default at the time of repossession exceeded fifteen (15) days the amount of the unpaid balance plus the amount of any accrued default charges authorized by this act plus costs of retaking repairing repossessing and storing authorized by this act plus any other amount lawfully due under the contract less rebate of unearned finance charge

Section 26 Sale of Motor Vehicle after Repossession

A When the repossessed motor vehicle under an installment sale contract is not redeemed by the buyer either by termination or reinstatement to the contract within the fifteen (15) day notice of redemption period the buyer shall forfeit all claim to such motor vehicle and collateral security

Section 27 Deficiency Judgment

If the proceeds of the resale are not sufficient to defray the expenses thereof and also the expenses of retaking keeping and storing the motor vehicle to which the seller or holder may be entitled and the balance due upon the purchase price the seller or holder may recover the deficiency from the buyer or from any one who has succeeded to the obligations of the buyer provided that where the contract price covering the instalment sale of a motor vehicle sold for any use other than a commercial or business use amounts to two thousand dollars or less (1) the buyer may have the reasonable value of the motor vehicle at the time of resale determined in any action or proceeding brought by the seller to recover the deficiency the resale price being prima facie but not conclusive evidence of such reasonable value and the said reasonable value as determined or the resale price whichever shall be higher shall be credited to the buyer on account of his indebtedness (2) if the buyer has paid an amount equal to eighty per centum or more of the purchase price at the time of his default in the payment of any sum due under the contract and if the buyer at the request of the seller and without legal proceedings surrenders the motor vehicle to the seller in ordinary condition and free from malicious damage the seller must

within a period of five days from the date of receipt of the motor vehicle at his place or business elect either (a) to retain the motor vehicle and release the buyer from further obligation under the contract or (b) to return the motor vehicle to the buyer at the seller's expense and be limited to an action to recover the balance of the indebtedness if the buyer at or subsequent to the surrender agrees that the motor vehicle may be retained by the seller in satisfaction of the indebtedness the seller shall not be required to sell the motor vehicle if he elects to retain same in every action or proceeding for a deficiency the buyer may have the reasonableness of the expense of retaking keeping and storing the motor vehicle determined nothing contained in this section shall apply to a deficiency on a resale which was held prior to the effective date of this act

Section 28 Statement of Account to Buyer

A At any time after execution of an installment sale contract and within one year after termination of such contract the holder of such contract shall furnish the buyer upon request with a complete and detailed statement of account showing

1 All amounts paid by the buyer on account of the obligation dates of payment and the allocation of such payments to reduction of the time balance refinance charges court cost attorney's fees expenses of retaking repairing storing or otherwise

2 All amounts credited to the buyer as rebates for prepayment and unexpired premiums on insurance cancelled

3 The amount of the installment payments accrued charges and expenses incurred if any which are due and payable

4 The number and amount of installment payments to become due and payable if any and the due dates thereof

B The buyer shall be furnished with one such statement of account without charge during the term of the contract or within one year after termination and the holder may require payment of a fee of fifty cents (\$.50) for any additional statements

C The holder shall furnish the buyer upon request and upon payment of a fee of fifty cents (\$.50) with a duplicate copy of the installment sale contract to replace the buyer's copy of such contract which is required to be furnished to the buyer without charge at the time of execution of the contract

Section 29 Payment Receipts

A Whenever payment is made on account of any installment sale contract the person receiving such payment shall at the time of receiving such payment furnish to the buyer or to the person making the payment on behalf of the buyer a complete written receipt therefor if requested or payment is made in cash

B Such receipt shall show the date of payment the amount of the payment the nature of the payment shall identify the obligation to which such payment is applicable and shall be signed or initialed by the person receiving the payment on behalf of the holder

C When issued for payments made at the designated licensed office of the holder or mailed to such office which payments are applied to reduction of the time balance such receipt shall if requested by the buyer also set forth the unpaid time balance remaining due after crediting such payment If such payment includes default charges authorized by this act the amount of such default charges shall be set forth on the receipt independently of the payment applied to reduction of the time balance

D When the buyer elects to make such payments by mail the holder may require the buyer to supply a self-addressed stamped envelope as a condition for mailing such receipt to him if he has been previously notified of such condition

Section 30 Executed Contracts Release of Liens

A Upon payment in full of the time balance and other amounts lawfully due under an installment sale contract the holder shall

1 Return to the buyer all instruments evidencing indebtedness or constituting security under an installment sale contract which were signed by the buyer or his securities or guarantors in conjunction with such contract excepting such instruments as are filed or recorded with a public official and retained in the files of such official and

2 Release all security interest in the motor vehicle or in collateral security to the obligation of the buyer under such contract and

3 Deliver to the buyer such good and sufficient assignments and documents of title as may be necessary to vest the buyer with complete evidence of title

B When the final payment on an installment sale contract is made in cash money order or equivalent tender by the buyer or his authorized representative at the designated licensed office of the holder the certificate of title showing satisfaction of this encumbrance shall be delivered at the time of such tender of payment if demanded by the buyer otherwise delivery may be made at a later date in person or by mail as may be arranged between buyer and holder all other instruments shall be delivered or mailed to the buyer within fifteen (15) days of the date of final payment

Section 31 Prohibited Charges

A A licensee under this act shall not charge contract for collect or receive from the buyer directly or indirectly any further or other amount for costs charges examination appraisal service brokerage commission expense interest discount fees fines penalties or other thing of value in connection with the retail sale of a motor vehicle under an installment sale contract in excess of the cost of insurance premiums other costs the finance charges refinance charges default charges recording and satisfaction fees court costs attorney's fees and expenses of retaking repairing and storing a repossessed motor vehicle which are authorized by the provisions of this act

B A licensee under this act shall not collect any charge whatsoever in connection with a contemplated sale of a motor vehicle under an installment contract if such contract is not consummated providing however that nothing contained herein shall affect the legal status of a deposit paid by a prospective buyer to a seller as a binder on the contemplated purchase of a motor vehicle

C An installment sale contract wherein the seller or any subsequent holder has charged contracted for collected or received from the buyer any prohibited costs or charges whatsoever shall be unenforceable as to such prohibited costs or charges

D No person or seller licensee shall contract for charge or receive directly or indirectly any charges credits brokerage commissions or expense whatever from any sales finance company or banking institution in connection with the financing of the sale of any motor vehicle under the provisions of this act provided however that a service charge or dealers reserve not to exceed two (2%) percent of the principal amount of any such installment sales contract may be paid or credited by a sales finance company or banking institution to any such seller

Section 32 Buyer's Waiver of Statutory Protection

No act agreement or statement of any buyer in any installment sale contract shall constitute a valid waiver of any provision of this act intended by the Legislature for the benefit or protection of retail installment buyers of motor vehicles

Section 33 Application of Act to Existing Contracts

The provisions of this act shall not apply to or effect the validity of any contract otherwise within the purview of this act which is made prior to the effective date of the respective provisions of this act governing such contracts

Section 34 Effect of Expiration Surrender or Revocation of License of Existing Contracts

A The expiration surrender or revocation of a license issued pursuant to this act to a seller or sales finance company shall not impair or effect the obligation of any motor vehicle installment sale contract entered into lawfully or lawfully acquired by such licensee prior to the

effective date of such expiration surrender or revocation of license provided however the holder of such contracts shall forfeit the right to charge contract for receive or collect refinance charges authorized by this act for renewal of a contract if the license of such holder expired was surrendered or was revoked prior to the date of such renewal

B A licensee whose license has expired was surrendered or was revoked may thereafter sell transfer or assign contracts entered into or acquired prior thereto to any licensed sales finance company and such sales finance company acquiring such contracts may renew such contracts in accordance with the provisions of this act

C A licensee whose license has expired was surrendered or was revoked shall not thereafter enter into new contracts for the retail sale of motor vehicles under installment sale contracts and shall not thereafter discount purchase or otherwise acquire such contracts

Section 35 Contracts Unenforceable in Pennsylvania

A No obligation of the buyer of a motor vehicle under an installment sale contract which was consummated within the Commonwealth of Pennsylvania shall be enforceable in the Commonwealth of Pennsylvania wherein the seller was not licensed as required under the provisions of this act at the time such seller entered into such installment sale contract or wherein the holder was not licensed under the provisions of this act at the time he acquired such contract The buyer under such contract shall be entitled to cancellation of the contract release of all liens the motor vehicle sold under such contract and against any collateral security owned by the lawyer or his securities and guarantors upon payment to the holder of the principal amount financed as set forth in the contract less all payments on account of such obligation exclusive of down payment which had been prior thereto

B Nothing in this section shall be construed to prevent the enforcement in the Commonwealth of Pennsylvania of an obligation arising from the sale of a motor vehicle made outside of the Commonwealth of Pennsylvania under an installment sale contract and entered into or executed by the buyer outside of the Commonwealth of Pennsylvania whether or not such buyer was a resident of this Commonwealth at the time he entered into such contract

Section 36 Exemptions

This act shall not affect or impair any business conducted lawfully under license issued pursuant to the act of April eighth one thousand nine hundred thirty-seven (P. L. 262) known as the "Consumer Discount Company Act" or supplements or amendments thereto

Section 37 Penalties

A Any person partner association business corporation banking institution nonprofit corporation common law trust joint stock company or any other group of individuals however organized or any owner partner member officer director trustee employe agent broker or representative thereof who or wish shall engage in this Commonwealth in business as installment seller sales finance company or collector-repossessor as defined in this act without having obtained a license as required under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than five hundred dollars (\$500) or more than five thousand dollars (\$5000) or to suffer imprisonment of not less than six months or more than three (3) years or both at the discretion of the court

B Any licensee conducting business under this act as an installment seller sales finance company or collector-repossessor or any owner partner member officer director trustee employe agent broker or representative thereof who shall violate any provision of this act or shall direct or consent to such violation shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) for the first offense and for each subsequent offense a like fine and/or suffer imprisonment not to exceed one (1) year in the discretion of the court

C Any licensed seller or sales finance company as holder of a motor vehicle installment sale contract who

hires authorizes or permits an unlicensed collector-repossessor as defined in this act to collect payments on any such contract or to repossess any motor vehicle sold under such contract within this Commonwealth shall be guilty of a violation of this act and subject to the penalties imposed by the foregoing provisions of this section

Section 38 Repealer

All acts or parts of acts which are inconsistent herewith are hereby repealed

Section 39 Effective Dates

The provisions of this act requiring a license for sellers sales finance companies and collector-repossessors shall become effective on the first day of October one thousand nine hundred and forty-seven all other provisions of this act shall become effective sixty (60) days after final enactment of this act

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor.
Berger,	Haluska,	Mallery,	Tyler.
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. B.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tailman,	Woodring.
Farrell,	Letzler,		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 822. as follows:

An Act to add section four point one to the act approved the first day of June one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties" limiting and regulating the liability of chattels for subsequent purchases.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the first day of June one

thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties" is hereby amended by adding after section four thereof a new section to read as follows

Section 4.1 (a) Where a buyer makes additional purchases of chattels under any chattel mortgage executed under and pursuant to this act from a seller from whom he had previously purchased chattels under the same or a previous chattel mortgage or mortgages and where the amounts due on such previous purchase or purchases shall not have been fully paid and where the chattels are purchased for any use other than a commercial or business use such chattel mortgage may provide that the chattels previously purchased shall be security for the purchase price of the chattels subsequently purchased but only until such time as the purchase price of the previous purchase or purchases is fully paid

(b) When such subsequent purchase is made the entire amount of all payments made previous to the subsequent purchase shall be deemed to have been applied toward the payment of the previous purchase or purchases and each payment thereafter received shall be deemed to be allocated to all of the various purchases in the same proportion or ratio as the original cash prices of the various purchases bear to one another Where the rate of installment payments is increased in connection with the additional purchase the subsequent payments at the seller's election may be deemed to be allocated as follows an amount equal to the original rate to the previous purchase and an amount equal to the increase to the subsequent purchase Provided That the amount of any initial or down payment on the subsequent purchase shall be deemed to be allocated in its entirety to such purchase

(c) The provisions of this section shall not apply to cases involving equipment parts or other merchandise attached or affixed to chattels previously purchased or repairs or services rendered by the sellers in connection therewith at the buyer's requests

Section 2 The provisions of this act shall become effective on the first day of January one thousand nine hundred forty-eight

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49.

Becker.	Geltz.	Lord.	Tarr.
Berger.	Haluska.	Mahany.	Taylor
Blass.	Hare.	Mallery	Tyler.
Carr.	Heyburn.	Margie.	Wade
Chapman.	Holland.	Rahausen.	Wagner.
Crider	Homshe	Rosenfeld.	Walker
Crowe.	Jaspan	Ruth	Watson
Dent.	Kephart.	Scarlett.	Wilson.
DiSivestro	Klein.	Snowden.	Wolfe.
Doehla.	Lane.	Stevenson.	Wood, C. H.
Donlan.	Leader.	Stiefel	Wood, T. N.
Farrell.	Letzler	Tallman	Woodring.
Frazier			

NAYS—1.

Barr,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 823, as follows:

An Act to add section eleven point one to the act approved the twelfth day of May one thousand nine hundred twenty-five (P. L. 603) entitled "An act concerning conditional sales and to make uniform the law relating thereto" limiting and regulating liability of goods for subsequent purchases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twelfth day of May one thousand nine hundred twenty-five (P. L. 603) entitled "An act concerning conditional sales and to make uniform the law relating thereto" is hereby amended by adding after section eleven thereof a new section to read as follows

Section 11.1 Additional Purchases (a) Where a buyer makes additional purchases of goods under a conditional sale contract from a seller from whom he had previously purchased goods under a conditional sale contract or contracts and where the amount due under such previous conditional sale contract or contracts shall not have been fully paid and where the goods are purchased for any use other than a commercial or business use such conditional sale contract may provide that the goods purchased under the previous contract or contracts shall be security for the purchase price of the goods purchased under the subsequent contract but only until such time as the purchase price under the previous contract or contracts is fully paid

(b) When such subsequent purchase is made the entire amount of all payments made previous to the subsequent purchase shall be deemed to have been applied toward the payment of the previous purchase or purchases and each payment thereafter received shall be deemed to be allocated to all of the various purchases in the same proportion or ratio as the original cash prices of the various purchases bear to one another Where the rate of installment payments is increased in connection with the additional purchase the subsequent payments at the seller's election may be deemed to be allocated as follows an amount equal to the original rate to the previous purchase and an amount equal to the increase to the subsequent purchase Provided That the amount of any initial or down payment on the subsequent purchase shall be deemed to be allocated in its entirety to such purchase

(c) The provisions of this section shall not apply to cases involving equipment parts or other merchandise attached or affixed to goods previously purchased or repairs or services rendered by the seller in connection therewith at the buyer's request

Section 2 The provisions of this act shall become effective the first day of January one thousand nine hundred forty-eight

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49.

Becker,	Geltz,	Lord,	Tarr,
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Berger,	Haluska.	Mahany.	Taylor
Blass,	Hare,	Mallery,	Tyler,
Carr.	Heyburn,	Margie,	Wade,
Chapman,	Holland,	Rahauser,	Wagner.
Crider,	Homsher.	Rosenfeld.	Wulker,
Crowe,	Jaspan.	Ruth,	Watson,
Dent,	Kephart.	Scarlett,	Wilson,
DiSilvestro.	Klein.	Snowden.	Wolfe,
Doehla,	Lane,	Stevenson.	Wood, L. H.,
Donlan,	Leader,	Stiefel.	Wood, T. N.,
Farrell,	Letzler.	Tallman.	Woodring.
Frazier,			

NAYS—1.

Barr,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 824, as follows:

An Act limiting and regulating liability of goods wares and merchandise purchased under bailment lease contracts for subsequent purchases and limiting the rights of bailors in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Where a bailee makes additional purchases of goods wares or merchandise under a bailment lease from a bailor from whom he had previously purchased goods wares or merchandise under a bailment lease or leases and where the amounts due on such previous bailment lease or leases shall not have been fully paid and where the goods wares or merchandise are purchased for any use other than a commercial or business use such bailment lease may provide that the goods wares or merchandise previously purchased shall be security for the purchase price of the goods wares or merchandise last purchased but only until such time as the purchase price under the previous bailment lease or leases is fully paid

Section 2 When such subsequent purchase is made the entire amount of all payments made previous to the last purchase shall be deemed to have been applied toward the payment of the previous purchase or purchases and each payment thereafter received shall be deemed to be allocated to all of the various purchases in the same proportion or ratio as the original cash prices of the various purchases bear to one another Where the rate of installment payments is increased in connection with the additional purchase the subsequent payments at the bailor's election may be deemed to be allocated as follows an amount equal to the original rate to the previous purchase and an amount equal to the increase to the subsequent purchase Provided That the amount of any initial or down payment on the subsequent purchase shall be deemed to be allocated in its entirety to such purchase

Section 3 No bailment lessor shall replevy or repossess any goods wares or merchandise until and unless allocation of payments by the bailment lessee shall have been made by the bailment lessor as required under section 2 of this act

Section 4 The provisions of this act shall not apply to cases involving equipment parts or other merchandise attached or affixed to goods previously purchased or repairs or services rendered by the bailor in connection therewith at the bailee's request

Section 5 The provisions of this act shall become effective the first day of January one thousand nine hundred forty-eight

And said bill having been read at length the third time, and agreed to,

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr.	Frazier,	Lord,	Tarr,
Becker.	Geitz.	Mahany.	Taylor.
Borger.	Haluska.	Mallery.	Tyler.
Blass,	Hare,	Margie,	Wade
Carr.	Heyburn.	Rahauser,	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker
Crider,	Homsher	Ruth	Watson,
Crowe,	Jaspan	Scarlett,	Wilson.
Dent.	Kephart.	Snowden.	Wolfe,
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.
Doehla,	Lane,	Stiefel.	Wood, T. N.,
Donlan,	Leader,	Tallman.	Woodring.
Farrell,	Letzler		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL DROPPED FROM CALENDAR

Mr. TALLMAN. Mr. President, I move that Senate Bill No. 834, on third reading, entitled:

An Act relating to the public school system prescribing minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts county superintendents assistant county superintendents superintendents of special education supervisors of agriculture supervisors of homemaking and districts superintendents providing for reimbursement by the Commonwealth and for reimbursements by school districts for pupils attending schools of other districts imposing duties on certain county officers and repealing inconsistent legislation

be dropped from the Calendar.

Mr. HEYBURN. Mr. President, I second the motion.
(A voice vote having been taken the question was determined in the affirmative.)

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 876, as follows:

An Act empowering all corporations incorporated under the laws of the State of Pennsylvania for purposes not for profit to change alter and amend by by-law such provisions of their charters as are purely administrative and validating such changes alterations and amendments heretofore made

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All corporations within the Commonwealth of Pennsylvania incorporated for purposes not for profit under any general or special law of the Commonwealth of Pennsylvania prior to the third day of July one thousand nine hundred thirty-three have and shall have the right by by-law to change alter and amend such provisions of their charters as are purely administrative in their nature any limitations contained in the charters of such corporations to the contrary notwithstanding

Section 2 All by-laws heretofore adopted making any such change alteration or amendment and the changes

alterations and amendments so made are hereby ratified confirmed and made valid to the same extent as though the same had been previously authorized by law

Section 3 All acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr	Frazier,	Lord,	Tarr,
Becker.	Geltz,	Mahany.	Taylor
Berger.	Haluska.	Mallery	Tyler,
Eass,	Hare,	Margie.	Wade
Cart	Heyburn	Rahauser,	Wagner.
Chapman	Holland.	Rosenfeld.	Walker
Crider.	Homsher.	Ruth	Watson,
Crowe.	Jaspan	Scarlett.	Wilson
Dent.	Kephart.	Snowden.	Wolfe,
DiSilvestro.	Klein,	Stevenson	Wood, L. H.,
Doehla,	Lane,	Stiefel	Wood, T. N.,
Donlan,	Leader,	Tallman	Woodring.
Farrell.	Letzler,		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILLS OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 878, on third reading, entitled:

An Act to further amend section twenty-one of the act, approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the 'Pennsylvania Board of Parole'; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed upon probation in certain designated cases; providing for the method of appointment of its members, regulating the appointment, removal and discharge of its officers, clerks and employees; dividing the Commonwealth into administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employees thereof making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," further defining the jurisdiction, duties, powers and functions of the Pennsylvania Board of Parole.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 896, on third reading, entitled:

An Act providing a monthly expense allowance for members of the General Assembly.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 982, as follows:

An Act to amend section one of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiropody and providing penalties" by further defining chiropody

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of Chiropody and providing penalties" is hereby amended to read as follows

Section 1 [Chiropody or Podiatry as used in this act is the surgical treatment of abnormal nails all superficial excrescences occurring on the hands and feet such as corns warts callosities and the treatment of fissures blisters and bunions but it shall not confer the right to operate upon the hands or feet for congenital or acquired deformities nor for conditions requiring the use of anaesthetics other than local nor incisions involving structures below the level of the true skin] Chiropody or Podiatry as used in this act is defined to be the diagnosis of foot ailments and the practice of minor surgery upon the feet limited to those structures of the foot superficial to the fascia of the foot the padding dressing and strapping of the feet the making of models of the feet and palliative and mechanical treatment of functional disturbances of the feet

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr.	Frazier,	Lord,	Tarr.
Becker.	Geltz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass,	Lare,	Margie.	Wade
Cart	Heyburn	Rahauser,	Wagner.
Chapman	Holland.	Rosenfeld	Walker
Crider	Homsher	Ruth	Watson,
Crowe.	Jaspan	Scarlett	Wilson
Dent.	Kephart.	Snowden	Wolfe,
DiSilvestro	Klein,	Stevenson	Wood, L. H.,
Doehla,	Lane,	Stiefel	Wood, T. N.,
Donlan,	Leader,	Tallman	Woodring.
Farrell	Letzler.		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments in which the concurrence of the House is requested.

BILLS OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 1013, on third reading, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 1041, on third reading, entitled:

An Act to provide for the minimum salaries qualifications classification leaves of absence and regulations of the administrative officers heads of special service departments and faculties of state teachers colleges

go over in its order temporarily.

The PRESIDENT. Is there objection? The Chair hears none

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1090, as follows:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for medical examiners in lieu of medical inspectors and prescribing their duties making mandatory the employment of a school nurse providing reimbursement by the Commonwealth thereof imposing certain duties upon the Department of Health Department of Public Instruction Department of Public Assistance and State Board of Public Assistance and repealing provisions relating to medical inspections and reports of medical inspectors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as amended by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended by adding after section one thousand two hundred forty-two thereof a new section to read as follows

Section 1242.1 Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1947-1948 and for every school year thereafter on account of the employment of properly certified school nurses an amount equal to one reimbursement unit for each nurse having the care of fifteen hundred or more pupils in average daily membership in the districts public schools and for each nurse having the care of less than fifteen hundred such pupils the fractional part of one reimbursement unit equal to the number of such pupils under her care divided by fifteen hundred the reimbursement provided for by this section shall be paid by the Department of Health out of any money appropriated to said Department for administer-

ing the School Health Act and for such purpose as much of any such money as is necessary is hereby reappropriated

Section 2 Section one thousand five hundred one of said act as last amended by the act approved the fifth day of May one thousand nine hundred forty-five (P. L. 429) and the act approved the first day of June one thousand nine hundred forty-five (P. L. 1226) is hereby further amended to read as follows

Section 1501 Every school district of the first second or third class in this Commonwealth shall [annually provide medical inspection of all the pupils of its public schools by proper medical inspectors to be appointed by the board of school directors of the district in sufficient number to conduct the required inspection in conformity with the standard requirements prescribed by the Secretary of Health for the medical inspection of schools in such district] provide medical and dental examinations in accordance with the provisions of the School Health Act and the rules and regulations promulgated thereunder as prescribed by the Secretary of Health Every school district of the first second and third class shall also annually appoint medical examiners whose duties shall include the vaccination of children of indigent parents official re-vaccination of children having temporary vaccination certificates physical examination of children incident to the issuance of employment certificates as required by the provisions of the Child Labor Act conducting routine classroom inspections incident to the control of contagious diseases approve the return of pupils who have been absent due to a contagious disease or suspected contagious disease and such other duties as may be required by the Board of School Directors or the Secretary of Health They shall annually make a sanitary survey of the building and grounds Such medical [inspection] examination shall be made in the presence of the parent or guardian of the pupil when so requested by parent or guardian All such medical [inspectors] examiners shall be physicians legally qualified to practice medicine in this Commonwealth [who have had at least two years' experience in the practice of their profession] and where additional [inspection] examination of the eyes is recommended by the medical [inspectors] examiners and desired by the school boards such additional [inspection] examination may be made by ophthalmologists or optometrists as shall be determined by the medical [inspector] examiner The physicians ophthalmologists and optometrists making such [inspections] examinations shall be paid such amounts as the boards of school directors may determine Provided That nothing in this act shall preclude the appointment of medical health officers of municipalities as medical [inspectors] examiners in the school districts of this Commonwealth

Section 3 Sections one thousand five hundred three and one thousand five hundred eight of said act as last amended by the act approved the first day of June one thousand nine hundred forty-five (P. L. 1226) are hereby further amended to read as follows

Section 1503 In every school district of the fourth class in this Commonwealth the State Department of Health shall provide in such manner as it may determine medical [inspection] examination for all the pupils in the public schools by proper medical [inspectors] examiners to be appointed by the Secretary of Health at the expense of said department In the event that such department because of lack of funds is unable to provide adequate medical [inspection] examination at its expense the school district may at its own expense provide such medical [inspection] examination All such medical [inspectors] examiners shall be legally qualified physicians [who have had not less than two years' experience in the practice of their profession] Such medical [inspection] examinations shall be made in the presence of the parent or guardian of the pupil when so requested by parent or guardian

Section 1508 Each board of school directors or boards of school directors jointly [may] shall employ one or

more school nurses who shall be graduates of accredited training schools for nurses certificated by the Department of Public Instruction as school nurses and who shall be registered in this Commonwealth with the State Board of Examiners for the Registration of Nurses and shall define their duties and any two or more school districts may jointly employ school nurses Any school district may in any health work in which it is authorized to engage cooperate with any county city borough town or township engaged in health work

Section 4 Section one thousand five hundred fifteen of said act as added by the act approved the first day of June one thousand nine hundred forty-five (P. L. 1226) is hereby amended to read as follows

Section 1515 [In] District Superintendents in school districts of the first second and third class [having a district superintendent and schools under the supervision of the county superintendent of schools] and County Superintendents in districts under their supervision shall set up an advisory health council to study the health needs and to assist in organizing a follow-up program Those making the medical and dental examinations shall make an annual report to this advisory council and later make a report on the remedial work which has been accomplished during the school year This advisory council shall be composed of representatives of the medical and dental associations social organizations veterans organizations parent-teacher associations service clubs and other organizations in the area served

Section 5 Said act is hereby amended by adding after section one thousand five hundred fifteen thereof a new section to read as follows

Section 1515.1. If the record of the medical or dental examination of any child examined under the School Health Act discloses a condition which requires medical, dental, or surgical treatment, and the parent or guardian states to the school authorities that he is financially unable to have a physician or dentist of his choice render such care, he shall be advised that the cost of such care will be provided if application is made to the appropriate county board of public assistance which shall authorize payment for necessary medical, dental, or surgical care as assistance as defined in the standards, rules, and regulations to be established by the Secretary of Public Assistance in consultation with the Secretary of Health and the Superintendent of Public Instruction and with the approval of the State Board of Public Assistance provided However that during the Biennium beginning the first day of June one thousand nine hundred forty-seven not more than five hundred thousand dollars (\$500,000) shall be spent by the Department of Public Assistance for such necessary medical dental or surgical care

In instances where it appears that the parent or guardian was financially able to pay for the medical, dental, or surgical care for which payment was made on the authorization of a county board of assistance, the Department of Public Assistance shall have full recourse to recover the amounts thus expended from the parent or guardian liable for the support of such child as provided in the support law.

Section 6 Section one thousand five hundred five of said act as last amended by the act approved the first day of June one thousand nine hundred forty-five (P. L. 1226) is hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,

Frazier,

Lord,

Tarr,

Becker
Berger
Blass
Carr
Chapman
Cridger
Crowe
Dent
DiSilvestro
Doehla,
Donlan,
Farrell

Geltz
Hanuska
Hare,
Heyburn
Holland
Homsheer
Jaspan
Kephart
Klein
Lane,
Leader,
Letzier

Mahany,
Mallery
Marge,
Rahauser,
Rosenfeld,
Ruth
Scarlett,
Snowden,
Stevenson,
Stiefel
Tallman,

Taylor,
Ivler
Wade
Wagner,
Walker
Watson,
Wilson,
Wolfe,
Wood, L. H.
Wood, T. N.,
Woodring

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 1114, on third reading, entitled:

An Act to amend thereof section four hundred seven-teen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" further regulating the compensation of watchers

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL DROPPED FROM CALENDAR

Mr. TALLMAN. Mr. President, I move that House Bill No. 1120, on third reading, entitled:

An Act to amend section eighteen of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" making special provisions for manner of registration in boroughs towns and townships of less than a certain population in certain counties

be dropped from the Calendar.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

BILL OVER IN ORDER

Mr. BARR. Mr. President, I ask unanimous consent that House Bill No. 1162, on third reading, entitled:

An Act to further amend subsection (b) and to amend the last paragraph of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidites primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" further providing for payment of filing fees in certain cases

go over in its order temporarily.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1165, as follows:

An Act to further amend section five hundred forty-five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" increasing the pay of auditors

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five hundred forty-five of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 103) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" as last amended by the act approved the twenty-eight day of May one thousand nine hundred thirty-seven (P. L. 937) is hereby further amended to read as follows

Section 545 Meeting Duties Quorum Surcharges Compensation The auditors of townships shall meet annually at the place of meeting of the supervisors on the day following the day which is fixed by this act for organization of the township supervisors and shall audit settle and adjust the accounts of the supervisors superintendents roadmasters treasurer and tax collector of the township Two auditors shall constitute a quorum The auditors shall also make an audit of the dockets transcripts and other official records of the justices of the peace to determine the amounts of fines and costs paid over or due the township and the dockets and records of the justices of the peace shall be open to inspection by the auditors for such purpose

Any officer whose act or neglect has contributed to the financial loss of any township shall be surcharged by the auditors with the amount of such loss

Each auditor shall receive [five] six dollars per diem for each day necessarily employed in the duties of his office to be paid out of the funds of the township

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz	Mahany,	Taylor,
Berger,	Haluska	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn	Rahouser,	Wagner,
Chapman,	Holland	Rosenfeld,	Walker,
Crider,	Homsher	Ruth,	Watson,
Crowe,	Jaspan	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL DROPPED FROM CALENDAR

Mr. TALLMAN. Mr. President, I move that House Bill No. 1219, on third reading, entitled:

An Act to further amend the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2460) entitled "An act creating a joint legislative commission to be known as the Joint State Government Commission providing for the appointment of its members and defining its powers and duties" by further defining the powers and duties of the commission

be dropped from the Calendar.

Mr. HEYBURN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1303, as follows:

An Act providing for the fixing and equalization of salaries for tipstaves in the courts of common pleas oyer and terminer and general jail delivery quarter sessions of the peace County Court of Allegheny County and orphans' courts in counties of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Salaries of tipstaves in the courts of common pleas oyer and terminer and general jail delivery quarter sessions of the peace County Court of Allegheny County and orphans' courts in counties of the second class shall be fixed by the salary board of the county at an amount not less than three thousand one hundred forty-four dollars (\$3144) per annum and shall be uniform and of equal amounts

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geitz	Mahany	Taylor,
Berger,	Haluska	Mallery,	Tyler,
Blass,	Hare,	Margie	Wade,
Carr,	Heyburn	Rahauser	Wagner,
Chapman,	Holland	Rosenfeld,	Walker,
Crider,	Homsher	Ruth,	Watson,
Crowe,	Jaspan	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.
Doehla,	Lane,	Stiefel,	Wood, T. N.
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1308, as follows:

An Act providing for the acquisition by the Department of Forests and Waters in the name of the Commonwealth of certain lands in Carbon County for use as a State Park and recreation area providing for the management of said property by said department and defining the uses to which the property shall be put and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 For the purpose of promoting healthful outdoor recreation and education and for the enjoyment of the general public and for the further purpose of obtaining for the Commonwealth of Pennsylvania certain needed hatchery facilities the Department of Forests and Waters is hereby authorized to acquire in the name of the Commonwealth of Pennsylvania an area of approximately three hundred (300) acres and all improvements thereon in Franklin Township on the Pohopoco Creek located in Carbon County or any portion or portions thereof and such additional acreage as may be determined by the department to be necessary the same to be laid out preserved and maintained as a State Park and recreation area

Section 2 The sum of one hundred fifty thousand dollars (\$150,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the purpose of purchasing said property No part of said consideration shall be paid until the title to said property shall be approved by the Attorney General of the Commonwealth

Section 3 After the said property shall have passed into the possession of the Commonwealth the Department of Forests and Waters shall have full control and supervision thereof with power to adopt and carry into effect plans for the improvement preservation and use thereof The department may enforce such rules and regulations not inconsistent with the laws of this Commonwealth as it may make for the protection of life and property the maintenance of good order and the carrying into effect the full and proper use of said property as a State Park The department shall also have power with the approval of the Governor to make and carry out such plans for

the profitable utilization of the dead and down timber and such other operations for the profitable employment of said lands as may not be inconsistent with their full use as a State Park and recreation area and which the said department deems to be to the best interests of the Commonwealth Any moneys derived therefrom shall be paid into the State Forests and Waters Fund

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geitz	Mahany,	Taylor,
Berger,	Haluska	Mallery,	Tyler,
Blass,	Hare,	Margie	Wade,
Carr,	Heyburn	Rahauser,	Wagner,
Chapman,	Holland	Rosenfeld,	Walker,
Crider,	Homsher	Ruth,	Watson,
Crowe,	Jaspan	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.
Doehla,	Lane,	Stiefel,	Wood, T. N.
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1343, as follows:

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-seven and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-seven

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act shall be known and may be cited as "The General Appropriation Act" of one thousand nine hundred forty-seven

Section 2 The following sums or as much thereof as may be necessary are hereby specifically appropriated from the General Fund to the several hereinafter named agencies of the Executive Legislative and Judicial Departments of the Commonwealth for the purpose hereinafter set forth for the two years beginning June first one thousand nine hundred forty seven and for the payment of the bills incurred by said agencies and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred forty-seven

1 Executive Department

To The Governor

For the payment of the salary of the Governor and the salaries wages or other compensation of the Secretary to the Governor the Budget Secretary and other employees for the payment of general expenses supplies printing and equipment and any other expenses whatsoever neces-

sary for the proper conduct of the work of the Governor his Secretary the Budget Secretary and the Executive Board for the payment of the costs of auditing the Department of the Auditor General as provided by law for the payment of traveling expenses of persons other than employes of the Commonwealth appointed by the Governor to represent the Commonwealth in any capacity for the expenses incurred in the conduct of the Executive Mansion including the maintenance of employes assigned thereto for the expenses of entertainment of official guests and for the expense incident to the participation of the Governor in the Governor's Conference the sum of four hundred ninety thousand dollars (\$490,000)

For the cost of painting a portrait of ex-Governor Martin to be placed in the office of the Governor the sum of seven hundred fifty dollars (\$750)

For the cost of painting a portrait of ex-Governor John C. Bell to be placed in the office of the Governor the sum of seven hundred fifty dollars (\$750)

To The Lieutenant Governor

For the payment of the salary of the Lieutenant Governor and for all necessary expenses including postage telegrams telephone toll charges and traveling clerical stenographic and discretionary expenses and for the care and maintenance of an automobile and mileage charges for the Department of Property and Supplies for the use of automobiles for the Lieutenant Governor the sum of twenty nine thousand two hundred fifty dollars (\$29,250)

For the cost of painting a portrait of ex-Lieutenant Governor John C Bell to be placed in the office of the Lieutenant Governor the sum of seven hundred fifty dollars (\$750)

To the Department of the Auditor General

For the payment of the salary of the Auditor General and the salaries wages and other compensation of a deputy Auditor General and other employes for the payment of general expenses for the payment of rentals of patented leases offices devices for the purchase of automobiles furniture furnishings and equipment and for the purchase of supplies printing binding patent indices records law books and other books necessary for the proper conduct of the work of the department the sum of two million one hundred thousand dollars (\$2,100,000)

For the payment to the State's Fiscal Agent for the custody and safekeeping of the books and records pertaining to loans of the Commonwealth as provided by law the sum of one thousand dollars (\$1000)

For the payment of fees to county officers for furnishing information to the officers of the Commonwealth as provided by law the sum of four thousand dollars (\$4000)

For the payment of salaries and expenses of the Board of Arbitration of Claims the sum of fifteen thousand dollars (\$15,000)

To the Treasury Department

For the payment of the salary of the State Treasurer and the payment of salaries wages and other compensation of a deputy State Treasurer and other employes for the payment of general expenses for the purchase through the Department of Property and Supplies as agent of insurance covering the loss of any or all cash and securities of which the Treasury Department or State Treasurer is custodian and covering forgeries of all kinds on checks drafts warrants and requisitions for the payment of rentals of patented leased office devices and for the purchase of automobiles furniture furnishings and equipment for the purchase of supplies printing binding patent indices records law books and other books necessary for the proper conduct of the work of the department the sum of one million twenty-five thousand dollars (\$1,025,000)

For the payment of salaries or other compensation of a secretary and other employes and for the payment of general expenses necessary for the proper conduct of the

work of the Board of Finance and Revenue the sum of ninety-five thousand dollars (\$95,000)

For the payment of the difference between the interest earned by the moneys in the Agricultural College Land Scrip Fund and in the State College Experimental Farm Fund and the interest guaranteed by the Commonwealth of Pennsylvania to Pennsylvania State College the sum of fifty-two thousand and forty dollars (\$52,040)

For the payment of the compensation of the Commonwealth's Loan and Transfer Agent for service rendered in connection with the registration transfer and payment of interest on general expense bonds and Veterans' Compensation Bonds and for other services required to be performed by the said Loan and Transfer Agent the sum of fifteen thousand dollars (\$15,000)

For the payment of the expenses of publishing statements of the General Fund and other funds of the Commonwealth the sum of twenty thousand dollars (\$20,000)

For the payment of the cost of printing or engraving of bonds required by the Loan and Transfer Agent in making exchanges as requested by bondholders the sum of five hundred dollars (\$500)

For refunding the balances due or to become due retired county officers on account of overpayment of any taxes licenses fees or other moneys collected for and paid to the Commonwealth the sum of one thousand dollars (\$1000)

For refunding to purchasers of stock transfer tax stamps any sums that may be due them upon the surrender and return of such stamps as may be spoiled canceled mutilated or defaced unintentionally by accident or error the sum of two thousand five hundred dollars (\$2500)

For refunding transfer inheritance taxes on estates of resident decedents paid in error or overpaid the sum of two hundred fifty thousand dollars (\$250,000)

For refunding transfer inheritance taxes on estates of nonresident decedents paid in error or overpaid the sum of ten thousand dollars (\$10,000)

For refunding moneys paid by any person to any professional examining board or advisory committee or to the Department of Public Instruction on behalf of any such board or advisory committee the sum of two thousand five hundred dollars (\$2500)

For refunding fees paid for notary public commissions when such commissions have not been issued or if issued have not been received and have been canceled the sum of two thousand five hundred dollars (\$2500)

For refunding moneys which were paid into the State Treasury through escheat proceedings or without escheat either voluntary or by order of court to any persons making proof of their ownership or right of possession there-to in the manner provided by law the sum of one hundred twenty-five thousand dollars (\$125,000)

For the purpose of refunding moneys other than taxes paid into the State Treasury to the credit of the General Fund which refunds are not specifically authorized by any other appropriation the sum of fifteen thousand dollars (\$15,000)

For the payment of approved claims for refunds made to the Board of Finance and Revenue for moneys collected or received by the Department of Revenue for the maintenance support care treatment housing fees or other fees or costs of any inmate pupil patient or student in any State-owned institution and for the payment of approved claims for refunds made to the Board of Finance and Revenue for moneys collected or received by the Department of Revenue to reimburse the Commonwealth for the share which it was supposed to have paid towards the support care and treatment of any pupil or patient in any mental hospital institution for the feeble-minded in part supported by the Commonwealth the sum of fifty thousand dollars (\$50,000)

For the purpose of refunding fees paid in connection with renewal applications for registration under The Securities Act which have been canceled before January

first of the year for which the fees were paid the sum of five hundred dollars (\$500)

For the purpose of refunding collections by the Department of Public Assistance the sum of twenty-five thousand dollars (\$25,000)

For the payment of approved claims for refund of cigarette tax permit fees and cigarette tax stamps the sum of five hundred dollars (\$500)

For refunding liquid fuels tax erroneously paid or overpaid into the General Fund the sum of five thousand dollars (\$5000)

For the payment of approved claims for refunds of fines collected under the provisions of the Motor Vehicle Code the sum of two thousand five hundred dollars (\$2500)

For the payment of approved claims for refund of documentary tax stamps the sum of five thousand dollars (\$5000)

For the refunds of moneys collected under the provisions of the "State Personal Property Tax Act" the sum of twenty-five thousand dollars (\$25,000)

For refunding all or any part of license fees paid for the year one thousand nine hundred forty-seven in accordance with the act of May twenty-ninth one thousand nine hundred and one (P. L. 327) as amended the sum of three hundred thousand dollars (\$300,000) refund payment to be made by requisitions drawn by the Secretary of Agriculture and approved by the Board of Finance and Revenue without requiring the filing of a formal claim

For the payment into the Sinking Fund to meet the interest and sinking fund requirements of the Veterans' Compensation Bonds issued under authority of the act approved the fifth day of January one thousand nine hundred thirty-four (One thousand nine hundred thirty-three and one thousand nine hundred thirty-four P. L. 219) the sum of six million one hundred seventy-eight thousand nine hundred forty-two dollars and fifty cents (\$6,178,942.50) according to the following schedule

Requirements

Date of Payment	Principal	Interest	Total
September 1 1947		\$325,000.00	\$ 325,000.00
November 1 1947		180,000.00	180,000.00
March 1 1948	\$1,237,253.21	325,000.00	1,562,253.21
May 1 1948	912,843.04	180,000.00	1,092,843.04
September 1 1948		284,375.00	284,375.00
November 1 1948		150,000.00	150,000.00
March 1 1949	1,237,253.21	284,375.00	1,521,628.21
May 1 1949	912,843.04	150,000.00	1,062,843.04

For payment into the Sinking Fund to meet the interest and sinking fund requirements of bonds issued under the provisions of Article nine Section twenty-one as authorized by the 1947 Session of the General Assembly the sum of five million eight hundred twelve thousand five hundred dollars (\$5,812,500) The Governor the Auditor General and the State Treasurer shall determine the schedule of interest and sinking fund payments to be made from this appropriation into the Sinking Fund such schedule to depend upon when the bonds are issued and the interest rate payable

To The Department of Agriculture

For the payment of the salary of the Secretary of Agriculture and the payment of salaries wages or other compensation of a deputy secretary and other employees for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including the purchase of insecticides for gypsy moth work for testing of animals to prevent spreading of dangerous contagious and infectious diseases for the payment of expenses of the State Farm Show, Commission and the Pennsylvania Official Egg-Laying Contest for the payment of any expenses necessary in increasing and conserving the State's food supplies during war for the payment of any loss or damage by dogs to live stock domestic game birds and poultry as

provided by law for expenses necessary in carrying out the provisions of the law with respect to soil conservation and for the purpose of compensating land owners according to existing law for the loss of cedar trees destroyed by order of the department to prevent damage to apple orchards by cedar apple rust the sum of three million three hundred thousand dollars (\$3,300,000)

For the payment of expenses of the department in conducting research to find measures for preventing transmission of and for curing disease of cattle the sum of twenty-five thousand dollars (\$25,000)

For the purpose of reimbursing incorporated agricultural associations for premiums paid for exhibits of live stock live stock products horticultural products handiwork cereals bees and bee products as provided by law Provided That such associations file such reports as may be required by the Secretary of Agriculture the sum of one hundred thousand dollars (\$100,000)

For the payment of indemnities for and payment of expenses of testing animals appraised and destroyed to prevent the spread of dangerous contagious and infectious diseases as provided by law the sum of one million seven hundred thousand dollars (\$1,700,000)

To The Department of Banking

For the payment of salaries wages or other compensation of the members of the Securities Commission and employees and for the payment of general expenses supplies printing and equipment necessary for the administration and enforcement of the Securities Act the sum of one hundred eighteen thousand dollars (\$118,000)

To the Department of Commerce

For the payment of the salary of the Secretary of Commerce and for the payment of salaries wages or other compensation of a deputy secretary and other employees for the payment of general expenses advertising supplies printing and equipment necessary for the proper conduct of the work of the department including the work of the department with respect to collecting press information and distributing it to the several administrative departments boards and commissions and to legislative offices and legislative agencies the sum of nine hundred fifty thousand dollars (\$950,000)

For the payment of salaries wages or other compensation of a secretary and employees for the payment of traveling expenses of members for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Planning Board the sum of two hundred thousand dollars (\$200,000)

For the payment of salaries wages or other compensation of a secretary and employees for the payment of traveling expenses of members for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Board of Housing the sum of twenty-five thousand dollars (\$25,000)

To the Department of Forests and Waters

For the payment of the salary of the Secretary of Forests and Waters and for the payment of the salaries wages or other compensation of a deputy secretary and other employees for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department with respect to forests parks and waters and the Pymatuning Dam the Water and Power Resources Board the Geographic Board the State Forest Commission the Fort Washington Park State Parks Commission and Regional State Park Boards and Flood Prevention and maintenance of dykes along Darby Creek and the Delaware River in Tinicum Township Delaware County for emergency control and extinction of forest fires for the purchase of telephone equipment and the cost of telephone rentals at towers district offices ranger stations and other necessary locations for the erection and repairs or buildings the sum of two million six hundred thousand dollars (\$2,600,000)

For the payment of expenses incurred for the extinction and control of forest fires the sum of two hundred thousand dollars (\$200,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Washington Crossing Park Commission for the repair and construction of roads dams parking spaces and buildings for the purchase of materials supplies flags markers and equipment and for printing photographing distributing or otherwise making available maps documents records historical information and reports issued by or in the possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of one hundred forty thousand dollars (\$140,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the Valley Forge Park Commission for the repair and construction of roads dams parking spaces and buildings for the purchase of materials supplies flags markers and equipment and for printing and photographing distributing or otherwise making available maps documents records historical information and reports issued by or in possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of one hundred fifty thousand dollars (\$150,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Pennsylvania State Park and Harbor Commission of Erie for the repair and construction of roads dams parking spaces camp sites and buildings for the repair and construction of jetties and other necessary work to protect Presque Isle Peninsula from erosion for the purchase of materials supplies flags markers and equipment and for printing photographing distributing or otherwise making available maps documents records historical information and reports issued by or in the possession of the commission for public use as may be authorized and approved by the Secretary of Forests and Waters the sum of one hundred ten thousand dollars (\$110,000)

For the payment of annual fixed charges as provided by law for county school township and road purposes on lands owned or classified by either the Commonwealth of Pennsylvania or the Federal Government and held or administered as forest reserves auxiliary forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks the sum of two hundred sixty-nine thousand five hundred dollars (\$269,500)

For the payment of annual fixed charges on lands acquired for the purpose of conservation of water or the prevention of flood conditions as provided by law the sum of fourteen thousand dollars (\$14,000)

For the payment of the salaries or other compensation of a secretary and such other employes including among others captains pilots engineers harbor masters firemen deckhands watchmen laborers and cooks as may be necessary for the proper conduct of the work of the Navigation Commission for the Delaware River and its navigable tributaries for the payment of the costs of repairs maintenance supplies fuel insurance oil and equipment of patrol boats and for the payment of the rent and care of the offices stationery telephone services books charts and general expenses of the commission the sum of ninety thousand dollars (\$90,000)

For the payment of salaries wages or other compensation of superintendent officers doctors machinists messmen pharmacists yeomen marine engineers cooks clerks stenographers and other employes for the payment of general expenses insurance dogage supplies printing automobiles and equipment for the repairs and alterations

and improvements to vessels plants and equipment for the improvement to land for the purchase and repair of equipment furniture furnishings and for incidental expenses and all other expenses of maintenance and operations necessary for the proper conduct of the work of a state nautical school by the Navigation Commission for the Delaware River and its navigable tributaries as provided by law the sum of one hundred twenty-five thousand dollars (\$125,000) and in addition to said amount all moneys received by the Commonwealth from the Federal Government in accordance with any act of Congress for this purpose shall be paid into the General Fund and credited to the appropriation made by this paragraph

To The Department of Health

For the payment of the salary of the Secretary of Health and for the payment of salaries wages or other compensation of deputy secretaries and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Sanitary Water Board the Advisory Health Board and other boards the sum of four million three hundred fifty thousand dollars (\$4,350,000)

For the payment of salaries wages general expenses supplies printing and equipment required by the department in promoting cancer research the study of facilities and the dissemination of information as to diagnosis and treatment of cancer the sum of two hundred fifty thousand dollars (\$250,000)

For the payment of salaries wages general expenses supplies printing and equipment required by the department in promoting prevention care diagnosis and treatment of rheumatic fever and rheumatic heart disease the sum of two hundred forty thousand dollars (\$240,000)

For the payment of salaries wages or other compensation of superintendents and other employes for the payment of general expenses supplies printing and equipment for repairs alterations and improvements to plant and equipment for improvement to land for the purchase of equipment furniture furnishings and live stock for incidental expenses and all other expenses of maintenance and operation necessary for the proper conduct of the work of the State Tuberculosis Sanatoria the Bureau of Tuberculosis Control and Clinics and the State Hospital for Crippled Children including the incidental expenses necessary for the proper conduct of the orthopedic work of the department and for the purchase of braces jackets artificial limbs and crutches the sum of eight million three hundred thousand dollars (\$8,300,000)

For the payment of salaries wages general expenses supplies printing and equipment required by the department in administering the "School Health Act" the sum of seven million dollars (\$7,000,000)

To The Insurance Department

For the payment of the salary of the Insurance Commissioner and for the payment of salaries wages or other compensation of a deputy commissioner and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and for the payment of costs in court proceedings to forfeit charters of extinct companies and for the payment of the liquidation and dissolution expenses of companies taken in charge by the Insurance Commissioner when the cash assets are insufficient to pay such expenses the sum of nine hundred thirty thousand dollars (\$930,000)

And in addition all sums received from the assets of companies in liquidation by way of reimbursement for expenditures previously made from this appropriation shall be paid into the General Fund and credited to the appropriation made by this paragraph

To the Department of Internal Affairs

For the payment of the salary of the Secretary of

Internal Affairs and for the payment of salaries wages or other compensation of a deputy secretary and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and the Board of Property and the Topographic and Geologic Survey and for the payment of fees to the county commissioners of the several counties of the Commonwealth for data and statistics furnished relative to local taxes the sum of one million two hundred thousand dollars (\$1,200,000)

To the Department of Justice

For the payment of the salary of the Attorney General and for the payment of salaries wages or other compensation of deputy attorneys general special deputy attorneys general assistant deputy attorneys general special attorneys law clerks and other employes for the payment of compensation of attorneys employed by the several departments boards and commissions with the approval of the Attorney General for handling litigation or making collections or appointed to represents the Commonwealth or any department board or commission thereof in special work or in particular cases for the payment of costs and witness fees for the purchase of law books for the law library of the department and for payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Board of Pardons and the Board of Commissioners on Uniform State Laws for the audit and investigation of claims and for the prosecution and defense of litigation to which the Commonwealth is a party or in which the Commonwealth is interested the sum of eight hundred seventy-five thousand dollars (\$875,000)

To the Department of Labor and Industry

For the payment of the salary of the Secretary of Labor and Industry and for the payment of salaries wages or other compensation of the members of the Workmen's Compensation Board Workmen's Compensation Referees Pennsylvania Labor Relations Board the members of the Industrial Board deputy secretaries and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the Workmen's Compensation Board the Workmen's Compensation Referees Pennsylvania Labor Relations Board and the Industrial Board and for compensation and expenses of wage boards the sum of three million four hundred thousand dollars (\$3,400,000)

For the payment from time to time into the Administration Fund in order to provide funds for the payment of salaries wages or other compensation of employes engaged in the administration of the State-Federal Employment Service and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of this service the sum of two hundred fourteen thousand dollars (\$214,000)

For use by the State Board of Vocational Rehabilitation in purchasing artificial appliances for and payment of the maintenance cost of physically handicapped persons in training including the deaf and hard of hearing and in paying all other expenses necessary in carrying out the provisions of the Rehabilitation Act the sum of eight hundred thousand dollars (\$800,000) and in addition thereto any contribution from the Federal Government or from any other source for rehabilitation shall be paid into the General Fund and credited to this appropriation

To the Department of Military Affairs

For the payment of the salary of the Adjutant General and for the payment of salaries wages or other compensation of the deputies adjutant general the Division Commander and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including Division Headquarters the United States Property and Disbursing Office State Arsenal State Military Reser-

vation and advisory commissions connected with the department for the making of improvements additions or repairs to existing buildings roads and utilities on the State Military Reservation and State Arsenal for the payment of expenses incurred in maintaining monuments in Europe erected at the expense of the Commonwealth and for the acquisition by purchase or condemnation of additional lands to be used for or in connection with the Military Reservation at Indiantown Gap for the purpose of placing at the disposal of the Governor and making the same available for replacement or repair of such military stores and supplies issued to the Commonwealth of Pennsylvania by the Federal Government as may be destroyed or damaged in whole or in part by fire flood storm or any other unavoidable cause for the payment of transportation pay of officers and enlisted men horse hire subsistence quartermaster stores and other proper and necessary expenses incident to field service rendered by the Pennsylvania National Guard under orders of the Governor in repelling invasion subduing insurrection riot tumult or disorder or the prevention of the same and when such Pennsylvania National Guard may be placed on duty under orders of the Governor under extraordinary circumstances for the protection of property or human life and in the event of all or any portion of said Pennsylvania National Guard being called into active service of the United States by the President of the United States or in furnishing the quota of volunteers from the Commonwealth of Pennsylvania under a call made by the President of the United States and for the equipment and maintenance of the Pennsylvania State Guard in the event of the Pennsylvania National Guard being called into active service of the United States and for the payment of mileage and lawful expenses of commissioners to take the vote of Pennsylvania soldiers in Federal or State service when in the field on active duty for the payment of any and all expenses incident to furnishing men material and equipment to relieve unemployment or drought conditions throughout the State or when a disaster occurs for the payment of claims against the Commonwealth of Pennsylvania for damages incurred by the operation or training of the Pennsylvania National Guard or the Pennsylvania State Guard as provided by law for the payment of all necessary expenses supplies printing and equipment including annual allowances or maintenance and armory rent individual pay officers annual allowances passenger and freight transportation telegrams telephone toll charges subscription to The Pennsylvania National Guardsman for distribution to officers and men of the Pennsylvania National Guard in either State or Federal service and the Pennsylvania State Guard the expenses of operating and maintaining automobiles and other motor equipment the payment of use of automobiles and other expenses necessary for the maintenance mileage charges to the Department of Property and Supplies for the training government discipline and equipment of the Pennsylvania National Guard or the Pennsylvania State Guard for the payment of claims made by the War Department based upon approved reports of survey covering loss damage or destruction of Federal property for the payment of salaries of members and inspectors of the Armory Board of the State of Pennsylvania for the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Armory Board of the State of Pennsylvania for the maintenance and repair of armories and for the expenses of inspector of armories the sum of three million two hundred fifty thousand dollars (\$3,250,000)

Provided however That there is hereby appropriated for the same purposes the full amount of all rentals and all other moneys paid into the State Treasury in connection therewith of armories and receipts from public or private sources in payment of costs and material expenses by the Pennsylvania National Guard and the Pennsylvania State Guard in furnishing relief from disaster and

all receipts from the Federal Government or other public or private sources for or in connection with services performed by employees of the Department of Military Affairs or for or in connection with the use of property under the control of said department which shall be collected as heretofore and paid into the General Fund and credited to the appropriation made by this paragraph. The expenditure of such rentals of armories and other moneys received in connection therewith is hereby authorized for the purchase of furniture furnishings and recreational equipment which may at the discretion of the Armory Board of the State of Pennsylvania be considered essential for the benefit betterment and welfare of the Pennsylvania National Guard or the Pennsylvania State Guard.

For the payment of salaries wages or other compensation of the superintendent and other employees for the payment of general expenses supplies printing and equipment for improvements to land for repairs alterations and improvements to plant and equipment for the purchase of equipment furniture furnishings and live stock for expenses of the Board of Trustees and incidental expenses for burial expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Soldiers' and Sailors' Home at Erie as may be authorized and approved by the Adjutant General the sum of two hundred seventy-five thousand dollars (\$275,000) and in addition to said amount all moneys collected by the institution or by the Commonwealth from the Federal Government in payment of support or training of members of Federal military establishment at the institution shall be paid into the General Fund and shall be credited to the appropriation made by this paragraph.

To the Department of Mines

For the payment of the salary of the Secretary of Mines and for the payment of salaries wages or other compensation of a deputy secretary the mine inspectors and other employees and for the payment of general expenses including examination costs supplies printing and equipment necessary for the proper conduct of the work of the department and the mine inspectors the sum of eight hundred seventy-five thousand dollars (\$875,000).

For the payment of all expenses of the department in administering and enforcing the "Bituminous Coal Open Pit Mining Conservation Act" of the 1945 Session of the General Assembly the sum of fifty thousand dollars (\$50,000).

For the payment of salaries wages general expenses supplies printing and equipment necessary for the administration of the Act of May 29 1945 (P. L. 1132) relating to the health and safety of miners the sum of seventy-five thousand dollars (\$75,000).

To the Department of Property and Supplies

For the payment of the salary of the Secretary of Property and Supplies and for the payment of salaries wages or other compensation of a deputy secretary and other employees for the payment of general expenses supplies and equipment necessary for the proper conduct of the work of the department and Capitol Police the Board of Commissioners of Public Grounds and Buildings and other boards attached to the department for the care maintenance and preservation of public grounds and buildings including the Executive Mansion for the payment of the advertising schedules of supplies the sale of unserviceable property proposals for executing the State printing and binding proposals for any contract work re-advertising any schedule or proposals when necessary and all other advertising necessary for the proper conduct of the work of the department the sum of three million one hundred seventy-five thousand dollars (\$3,175,000). Provided however That the department shall not use any part of this appropriation for the payment of the salaries wages or other compensation of employees necessary for the cleaning and care of offices or other quarters either in the Capitol Building or elsewhere used

by the Department of Banking the Department of Highways and any other agency to the extent to which appropriations for this purpose shall have been made to them from special funds or offices or other quarters used by the General Assembly the Judicial Department the Department of the Auditor General the Treasury Department the Pennsylvania Game Commission the Board of Fish Commissioners the Pennsylvania Liquor Control Board the Milk Control Commission or the State Workmen's Insurance Board.

For the cost of printing and distributing records of the proceedings of the conventions of the Department of Pennsylvania of the Grand Army of the Republic the United Spanish War Veterans the Veterans of Foreign Wars of the United States the American Legion and the Disabled American Veterans of the World War as provided by law the sum of fourteen thousand five hundred dollars (\$14,500).

For the cost of printing and distributing the Capitol News clip sheet and the Pennsylvania State Manual the sum of fifty thousand dollars (\$50,000).

For the purchase of fuel water gas steam and electric current and necessary devices for the reception and use of same and for alterations materials supplies repairs equipment renovations and improvements to for or on the State Capitol buildings the public grounds and buildings connected with the State Capitol the Publications Building the Executive Mansion the State Arsenal any buildings lands or structures within the City of Harrisburg donated or devised to the Commonwealth and any buildings or monuments of historical interest located anywhere in the Commonwealth except the Liquor Control Board Office Building in Harrisburg for the payment of rents fuel water gas steam electric current and any necessary alterations for any buildings offices or storage space in the City of Harrisburg required for the accommodation of departments supported from the General Fund the sum of one million dollars (\$1,000,000).

For the purchase of automotive equipment aeroplanes and accessories thereto as may be required for use by the several administrative departments boards commissions and officers of the State Government except those required for permanent use by the Department of Banking the Department of Highways and the Department of Revenue and any other agency to the extent to which appropriations for this purpose shall have been made to them from special funds the Department of the Auditor General the Treasury Department the Pennsylvania State Police the Board of Fish Commissioners the Pennsylvania Game Commission the State Farm Products Show Commission the Pennsylvania Liquor Control Board the Milk Control Commission and the State Workmen's Insurance Board for the payment of the cost of minor repairs to automotive equipment permanently assigned to departments boards and commissions except the Department of Highways and stored at the garage maintained by the Department of Property and Supplies in the City of Harrisburg and for the payment of the cost of oil gasoline tires repair parts for and repairs to automotive equipment which is not permanently assigned to any department board commission or other officer of the State Government the sum of nine hundred sixty thousand dollars (\$960,000).

For the purchase of office supplies and equipment stationery printing printing supplies and printing processes for the purchase of legal books periodicals maps pamphlets for the purchase of all other materials supplies and equipment for the costs of repairing office equipment for the payment of rental charges of telephone and other leased devices for the payment of telephone toll charges and telegrams required by the General Assembly and the Judicial Department for the payment of costs including delivery expenses of documents and publications furnished to members and officers of the General Assembly for the payment of the costs of all printing incident to the sessions of the General Assembly including the printing of the Pamphlet Laws and for the payment of the

cost of postage freight express paper and printing of departmental documents distributed to members of the General Assembly in accordance with law the sum of five hundred thousand dollars (\$500,000)

To the Department of Public Assistance

For the payment of the salary of the Secretary of Public Assistance and for the payment of the salaries wages or other compensation of a deputy secretary and other employes for payment to the State Civil Service Commission for services rendered for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the sum of eight hundred seventy-five thousand dollars (\$875,000)

To the Department of Public Instruction

For the payment of the salary of the Superintendent of Public Instruction and for the payment of salaries wages or other compensation of deputy superintendents and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department and the State Council of Education the sum of eight hundred five thousand dollars (\$805,000)

For the payment of salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment and for the purchase of books maps charts manuscripts records exchanges pamphlets illustrations lantern slides periodicals parliamentary papers legal books and periodicals subscriptions to newspapers necessary for the proper conduct of the work of the department with respect to the State Library the sum of two hundred sixty-nine thousand five hundred dollars (\$269,500)

For the payment of salaries wages or other compensation of a deputy members and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Department of Public Instruction with respect to pre-professional professional education and licensure and the professional examining boards and advisory committees within the department the sum of seven hundred thousand dollars (\$700,000) Provided That no part of this appropriation shall be expended for any purpose other than the work of the department with respect to pre-professional professional education and licensure the professional examining boards and advisory committees within the department

For the payment of salaries wages or other compensation of members and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Pennsylvania State Board of Censors the sum of one hundred sixty-one thousand dollars (\$161,000)

For the payment of salaries wages and other compensation of members and other employes for the payment of general expenses supplies printing equipment and the purchase of tests for the proper conduct of the work in the Department of Public Instruction with respect to the conduct of examinations for the determination evaluation and issuances of equivalent high school credits certificates or diplomas the sum of sixty-six thousand dollars (\$66,000)

For the payment of salaries wages and all other expenses of the department in conducting examinations of auditory acuity of pupils in public schools the sum of twenty thousand dollars (\$20,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department with respect to the acquisition of Federal surplus property and the distribution of such property to schools and other agencies authorized to receive it the sum of one hundred fifty thousand dollars (\$150,000)

And be it provided that moneys collected from schools and agencies to whom such property shall have been

distributed covering cost of acquisition and handling shall be paid into the General Fund and credited to this appropriation and available for the purposes for which this appropriation has been made

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department and the State Board for Vocational Education in licensing and regulating private trade schools and classes the sum of twenty-five thousand dollars (\$25,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department in providing large-type books for partially sighted children in the public schools the sum of forty thousand dollars (\$40,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department in accrediting facilities for the training of veterans the sum of seventy thousand dollars (\$70,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department with respect to the Public School Employes Retirement Board the sum of three hundred thousand dollars (\$300,000)

For the payment of salaries wages or other compensation of the presidents or principals and other employes for the expenses of maintaining and operating automobiles and other equipment for the payment to the Department of Property and Supplies of mileage charges for the use of automobiles for the purchase of supplies food and fuel for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for the expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the State Teachers Colleges and the Cheyney Training School for Teachers as may be authorized and approved by the Superintendent of Public Instruction the sum of six million five hundred thousand dollars (\$6,500,000) and in addition to said amount all income and all moneys collected at the various State Teachers Colleges and the Cheyney Training School and paid into the General Fund of the State Treasury under existing laws are hereby appropriated out of the General Fund to the several State Teachers Colleges and Training Schools for the same purpose each college and school to receive from such appropriation the exact amount which was collected at said school or college during the said fiscal years

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department with respect to the Pennsylvania Area College Center Act the sum of one million eight hundred thousand dollars (\$1,800,000)

For the payment of salaries wages or other compensation of superintendents and other employes for the payment of general expenses supplies printing and equipment for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for the expenses of boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the hereinafter designated institutions as may be authorized and approved by the Superintendent of Public Instruction in the amounts hereinafter specified

Pennsylvania State Oral School for the Deaf at Scranton Pennsylvania	(\$240,000)
Pennsylvania Soldiers' Orphan School at Scotland Pennsylvania	(\$610,000)
Thaddeus Stevens Trade School at Lancaster Pennsylvania	(\$300,000)

and in addition to the appropriation to the Thaddeus Stevens Trade School made by this paragraph all moneys

collected from the Federal Government by the institution or by the Commonwealth in payment of support or training of members of Federal military establishments at the Thaddeus Stevens Trade School shall be paid into the General Fund and shall be credited to the appropriation to the Thaddeus Stevens Trade School made by this paragraph

For the payment of salaries of the county superintendents of public schools or persons acting in their stead as required by law the sum of six hundred fifty-three thousand dollars (\$653,000)

For the payment of the expenses of county superintendents of public schools or persons acting in their stead as required by law the sum of ninety-two thousand dollars (\$92,000)

For the payment of the salaries of assistant county superintendents of public schools and supervisors of special education or persons acting in their stead as required by law the sum of nine hundred seventy-six thousand dollars (\$976,000)

For the payment of expenses of assistant county superintendents of public schools and supervisors of special education or persons acting in their stead as required by law the sum of one hundred seventy-one thousand dollars (\$171,000)

For the payment of expenses of members of county boards of school directors and the fees of their attorneys the sum of fifty-two thousand eight hundred dollars (\$52,800)

For reimbursement to school districts for transportation of school children as required by law the sum of thirteen million dollars (\$13,000,000)

For aid to school districts that now maintain or shall cause to be established and maintained as part of the public school system vocational schools or departments schools for agricultural education industrial training home economics distributive occupations public service occupations and other vocational and practical education for the salaries wages and expenses of employees for general expenses of vocational divisions and the payment to the Department of Property and Supplies of mileage for the use of automobiles by traveling vocational education supervisors and for the cost of training vocational teachers in such institutions as the State Council of Education may designate and under such regulations as the State Council of Education may prescribe as provided by law the sum of two million three hundred seventy-three thousand dollars (\$2,373,000) and be it provided that in time of serious unemployment not exceeding four hundred thousand dollars (\$400,000) of this appropriation may be expended with the Governor's approval in paying the full cost of mass vocational training of qualified public assistance recipients to take definite employment which may be contingent upon such training

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the department in carrying out the School Lunch Program the sum of ninety thousand dollars (\$90,000)

For the cost of transportation investigation and necessary expenses involved in the education of blind children as required by law for the education of children placed in homes by the courts or other agencies as required by law for the award of scholarships to graduates of secondary schools to aid them in obtaining higher education as required by law for Cornplanter Indians to be paid to the Superintendent of Schools of Warren County to be expended and disbursed by him in maintaining and conducting the school on the Cornplanter Indian Reservation for the expenses of blind students in attendance at institutions of higher learning as provided by law for payment to school districts of tuition costs for children in institutions who are legal residents of Pennsylvania but whose district of residence cannot be ascertained and for the payment to school districts of annual fixed charges in lieu of taxes on State lands as

required by law the sum of three hundred sixty thousand two hundred dollars (\$360,200)

For reimbursing school districts upon the salaries of school teachers and upon the basis of teaching units as prescribed by law for closed schools and for nonresident high school tuition and any other nonresident tuition as required by law and for the minimum salaries of teachers and supervisors of home bound children and extension class pupils the sum of one hundred seventy-three million dollars (\$173,000,000) Provided That the Superintendent of Public Instruction with the approval of the Governor may make payments from this appropriation in advance of the due dates prescribed by law to school districts which are financially handicapped whenever he shall deem it necessary to make such advanced payments to enable school districts to keep their public schools open

For special education including the payment of the Commonwealth's share in the case of children between the ages of six (6) and twenty-one (21) and the payment of all in the case of pupils under the age of six (6) or over twenty-one (21) of the cost of tuition and maintenance (as determined by the Superintendent of Public Instruction) of Pennsylvania pupils enrolled with the approval of the Department of Public Instruction in schools or institutions for the blind or for the deaf under the supervision of or approved by the department in accordance with law the sum of two million five hundred thousand dollars (\$2,500,000)

For the payment into the School Employees' Retirement Fund to the credit of the Contingent Reserve Account of the School Employees' Retirement Fund as required by law the sum of four millions four hundred eighty thousand dollars (\$4,480,000)

For the payment into the School Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two of the School Employees' Retirement Fund as required by law the sum of eight million eight hundred eleven thousand four hundred dollars (\$8,811,400)

For the payment of compensation to former teachers principals supervising principals or superintendents who agree in writing to hold themselves ready under the direction of the board of school directors to advise and counsel with school officials to visit and counsel with new teachers to act as substitute teachers when able to examine and report on public school work to visit pupils' homes in the interest of child welfare to attend educational conferences and addresses and to be concerned with other educational work as may be deemed necessary and helpful to community-school interest as provided by law the sum of one hundred ninety-five thousand dollars (\$195,000)

To the Pennsylvania Public Utility Commission

For the payment of the salary of the chairman and members of the commission and for the payment of salaries wages or other compensation of a secretary and other employees and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the commission the sum of two million five hundred eighty thousand dollars (\$2,580,000)

For the payment of such proportion of the cost of installing warning signals for the protection of the public where tracks of railroad corporations or street railways corporations cross public highways other than those State highways designated as primary routes as shall be determined by the commission to be paid by the Commonwealth the sum of twenty-five thousand dollars (\$25,000)

To the Department of Revenue

For the payment of the salary of the Secretary of Revenue and for the payment of salaries wages or other compensation of deputy secretaries and other employees for the payment of general expenses rentals equipment and other expenses incidental to the collection of in-

heritance and estate taxes and mercantile license taxes supplies printing and equipment necessary for the proper conduct of the work of the department for the payment of the compensation of informants in escheats and the fees and expenses of escheators for the payment of costs in suits for the payment of cost of filing liens for the purchase of tax stamps and for the payment of costs of advertising required by any act of Assembly in connection with the escheat of moneys and property to the Commonwealth or in connection with the payment of unclaimed moneys into the State Treasury without escheat the sum of four million three hundred sixty thousand dollars (\$4,360,000)

Provided however That to the extent to which appropriations have been made to the department out of special funds for any of the foregoing purposes this appropriation shall not be used for such purposes

For the payment of salaries of the members of the State Athletic Commission for the payment of salaries wages or other compensation of a secretary and deputies and other employees and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Athletic Commission as approved by the Secretary of Revenue the sum of one hundred twenty-two thousand dollars (\$122,000)

For the payment of salaries wages or other compensation of such special deputy attorneys general special attorneys appointed by the Attorney General experts scientists examiners statisticians clerks stenographers and other assistants and employees and for costs witness fee postage express charges telegraph and telephone charges and all other expenses whatsoever as may be necessary for the proper conduct of investigations and litigation in the Estate of Henrietta E Garrett Deceased the sum of thirty-five thousand dollars (\$35,000)

To the Department of State

For the payment of the salary of the Secretary of the Commonwealth and for the payment of salaries wages or other compensation of a deputy secretary and other employees for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department the sum of four hundred ten thousand dollars (\$410,000)

For the payment of the cost of publishing in various newspapers throughout the State the several proposed amendments to the Constitution of the Commonwealth of Pennsylvania the sum of thirty thousand dollars (\$30,000)

For the payment of salaries wages or other compensation of a secretary and other employees and for the payment of general expenses necessary for the proper conduct of the work of the State Employees' Retirement Board the sum of one hundred eighty-three thousand dollars (\$183,000) and in addition to the said amount any moneys collected from a public corporation or similar agency in payment of the proportionate share of administering the State Employees' Retirement Fund on behalf of the employees of such public corporation or similar agency whose employees are entitled by law to be members of the State Employees' Retirement System shall be paid into the General Fund and credited to this appropriation

For the payment of the cost and expenses incident to the work of setting up the Municipal Employees Retirement System the sum of thirty thousand dollars (\$30,000)

For the payment into the State Employees' Retirement Fund to the credit of the State Annuity Reserve Account Number Two the sum of one million three hundred eighty-one thousand six hundred seventy-eight dollars (\$1,381,678)

For the payment into the State Employees' Retirement Fund to the credit of the Contingent Reserve Account the sum of one million six hundred ninety-eight thousand eight hundred-ninety-one dollars (\$1,698,891)

For the payment into the State Employees' Retirement Fund to cover the additional liability for reserve required by reason of the creation of the Pennsylvania State Police Retirement System the sum of fifty thousand dollars (\$50,000)

For the payment into the State Employees' Retirement Fund to the credit of the Members' Annuity Reserve account and other accounts the sum of six hundred ninety-six thousand dollars (\$696,000)

For the payment of State employees who have retired in accordance with the provisions of the act of Assembly approved June fourteenth one thousand nine hundred fifteen (P. L. 973) as amended and for the payment of pensions and gratuities granted by law the sum of nine thousand six hundred seventy dollars (\$9,670)

To the Pennsylvania State Police

For the payment of the salaries wages or other compensation and necessary traveling expenses of the Commissioner and deputy commissioner of the Pennsylvania State Police the members of the State Police force and the other employees of the Pennsylvania State Police for the purchase of motor equipment for the payment of general expenses necessary for the proper conduct of the work of the Pennsylvania State Police for the payment of the board lodging subsistence allowances uniforms arms and equipment of the Pennsylvania State Police force and for the payment of the proper medical surgical and hospital expenses incurred as a direct result of illness contracted or injuries received by members of the Pennsylvania State Police in the course of employment and not covered by insurance for the payment of premiums on policies insuring the Commonwealth against workmen's compensation liability to all employees or dependents of employees of the Pennsylvania State Police for the payment of premiums on policies of insurance covering motor vehicles operated by the Pennsylvania State Police and surety bonds for employees of the Pennsylvania State Police required to furnish such bonds for the payment with the Attorney General's approval of damages sustained by persons whose property has been damaged or destroyed by members of the Pennsylvania State Police in the discharge of their duties for the operation and maintenance of the Pennsylvania State Police Training School including any branches thereof for the payment of traveling expenses and witness fees in the amount of two dollars (\$2) per capita per diem to witnesses testifying for the Commonwealth at hearings in connection with the work of the Pennsylvania State Police and for the payment of fees charged by physicians for examining persons suspected of operating motor vehicles while intoxicated whenever such persons are found as a result of such examination not to be intoxicated except that no sum in excess of five dollars (\$5) shall be paid to any physician for any such examination for the maintenance and operating of a radio broadcasting station or stations and for the purpose of installing operating and maintaining a teletype or other inter-communication system linking the central office of the Pennsylvania State Police and the offices of the various organized police forces of the political subdivisions of the Commonwealth maintaining night offices and linking such central office with other states using similar systems which cooperate with Pennsylvania in broadcasting police information the sum of five million dollars (\$5,000,000) and any additional sums from time to time transferred from the Motor License Fund and credited to this appropriation in the manner provided by law

To the Department of Welfare

For the payment of the salary of the Secretary of Welfare and for the payment of salaries wages or other compensation of deputy secretaries and other employees for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the department including the cost of a central

accounting system for State-owned institutions subject to the supervision of the department the sum of nine hundred thousand dollars (\$900,000)

For the payment of salaries wages or other compensation of employes and for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Council for the Blind for improvement of the condition of the blind by supplying where not otherwise available home instruction and training for the adult blind in the reading and writing of embossed types in those handicrafts in which the blind can engage for remunerative or therapeutic value or for improving their personal civic and social well-being and in such other fields of endeavor as may be considered appropriate and beneficial and for medical treatment surgical operations eye glasses and other necessary aids or services including transportation for needy blind persons or persons with impaired vision and for meeting any additional expenses necessary the sum of three hundred ten thousand dollars (\$310,000)

For the payment of salaries wages general expenses supplies printing and equipment necessary for the proper conduct of the work of the State Council for the Blind in supplying to the adult blind vocational training in such fields as are commensurate with their capacities and which will lead to remunerative employment with seeing workers in providing for their employment and placement in industry business and the profession in obtaining the required medical service for such training and placement and in meeting expenses necessary and proper in the administration of this program the sum of one hundred ten thousand dollars (\$110,000) and in addition to this amount moneys received from the United States Government or from any other source as contributions for this program shall be paid into the General Fund and credited to this appropriation

For the payment of salaries wages or other compensation of the superintendents or wardens and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for expenses of boards of trustees and incidental expenses for the payment of gratuities clothing parole expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Pennsylvania Institution for Defective Delinquents at Huntingdon the Pennsylvania Training School at Morganza the State Industrial Home for Women at Muncy the Pennsylvania Industrial School at White Hill the Eastern State Penitentiary at Philadelphia and Graterford the Western State Penitentiary at Pittsburgh the State Penitentiary at Rockview and any other institution hereafter established for the custody of prisoners as may be authorized and approved by the Secretary of Welfare the sum of twelve million dollars (\$12,000,000) and in addition to said amount all moneys realized from the sale of surplus products of the soil meats livestock timber and other similar materials to other State institutions shall be paid into the General Fund and credited to the appropriation made by this paragraph

For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and live stock for expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Allentown State Hospital at Allentown the Danville State Hospital at Danville the Farview State Hospital at Farview the Harrisburg State Hospital at Harrisburg the Norristown State Hospital at Norristown the Torrance State Hospital at Torrance the Warren State Hospital at Warren the Philadelphia State Hospital at Philadelphia the Werners-

ville State Hospital at Wernersville the Western State Psychiatric Hospital at Pittsburgh the Embreeville State Hospital at Embreeville the Hollidaysburg State Hospital at Hollidaysburg the Mayview State Hospital at Mayview the Somerset State Hospital at Somerset the Woodville State Hospital at Woodville the Clarks Summit State Hospital at Clarks Summit the Retreat State Hospital at Retreat the Dixmont State Hospital at Dixmont and any other institution established for the care and treatment of the insane as may be authorized and approved by the Secretary of Welfare for the payment of all expenses of the department in deporting to their states of residence persons committed to State mental institutions who may hold residence in other states for the purchase from publicly or privately operated nonsectarian hospitals at cost not exceeding five dollars (\$5.00) per day of psychiatric treatment and maintenance of mentally ill persons admitted to such hospitals who are entitled to free service for such periods per person as the Department of Welfare may approve and for assisting such hospitals to establish facilities for the care and treatment of the mentally ill such assistance to be limited to seven hundred fifty dollars (\$750) per bed provided and for the established and maintenance of psychiatric clinics under the regulations of the department the sum of forty-four million dollars (\$44,000,000) and in addition to said amount all moneys realized from the sale of surplus products of the soil meats live stock timber and other similar materials to other State institutions shall be paid into the General Fund and credited to the appropriation made by this paragraph

For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses supplies and printing for repairs alterations and improvements to plant and equipment for improvements to lands for the purchase of equipment furniture furnishings and live stock for expenses of the boards of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Laurelton State Village at Laurelton the Pennhurst State School at Pennhurst the Polk State School at Polk the Selinsgrove State Colony for Epileptics at Selinsgrove and any other institution established for the care and treatment of mental defectives and epileptics as authorized and approved by the Secretary of Welfare the sum of eight million three hundred thousand dollars (\$8,300,000) and in addition to said amount all moneys realized from the sale of surplus products of the soil meats live stock timber and other similar materials to other State institutions shall be paid into the General Fund and credited to the appropriation made by this paragraph

For the payment of salaries wages or other compensation of the superintendents and other employes for the payment of general expenses supplies and printing for repairs for the purchase of equipment furniture and furnishings for expenses of the board of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Ashland State Hospital at Ashland the Blossburg State Hospital at Blossburg the Coaldale State Hospital at Coaldale the Connellsville State Hospital at Connellsville the Hazleton State Hospital at Hazleton the Locust Mountain State Hospital at Shenandoah the Nanticoke State Hospital at Nanticoke the Philipsburg State Hospital at Philipsburg the Scranton State Hospital at Scranton and the Shamokin State Hospital at Shamokin as may be authorized and approved by the Secretary of Welfare the sum of six million five hundred thousand dollars (\$6,500,000)

To the Milk Control Commission

For the payment into the Milk Control Fund in the State Treasury for the purposes for which such fund is appropriated by law the sum of four hundred thousand dollars (\$400,000)

To the State Civil Service Commission

For the payment of salaries wages or other compensation of the commissioners a personnel director and other employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Commission the sum of one hundred thousand dollars (\$100,000) and in addition any money collected by the Commission by way of reimbursement under the provisions of the Civil Service Act shall be paid into the General Fund through the Department of Revenue and shall be credited to this appropriation Provided That the specific appropriation of \$100,000 made by this paragraph shall be used by the Commission as working capital only and shall lapse at the end of the biennium in the full amount

To the Pennsylvania Board of Parole

For the payment of salaries of members of the Board and salaries wages or other compensation of employes for the payment of general expenses supplies printing and equipment necessary for the proper conduct of the work of the Board the sum of one million two hundred sixty thousand dollars (\$1,260,000)

To the Commission on Interstate Cooperation

For the payment of wages and other compensation of employes for the payment of expenses of members in attending conferences when designated by the Governor the President pro tempore of the Senate or the Speaker of the House of Representatives and for the payment of the general expenses necessary for the proper conduct of the work of the Commission on Interstate Cooperation the sum of five thousand dollars (\$5000) to be paid on warrants of the Auditor General in favor of the chairman of said commission on the presentation of his requisition for the same The chairman shall file an accounting of said expenses with the Auditor General

To the Interstate Commission on the Delaware River Basin

For the payment of wages and other compensation of employes for the payment of general expenses necessary for the proper conduct of the work of the Interstate Commission on the Delaware River Basin created by the Commission on Interstate Cooperation the sum of fifty thousand dollars (\$50,000) to be paid on warrants of the Auditor General in favor of the chairman of said commission on the presentation of his requisition for the same The chairman of said commission shall file an accounting of said expenses with the Auditor General

Atlantic States Marine Fisheries Commission

For support of the Atlantic States Marine Fisheries Commission created by the act of June 1 1943 (P. L. 798) the sum of twelve hundred dollars (\$1200) Requisitions shall be prepared and signed by the Commissioner of Fisheries

Ohio River Valley Water Sanitation Commission

For support of the Ohio River Valley Water Sanitation Commission created by the act of April 2 1945 (P. L. 50) the sum of twenty-four hundred dollars (\$2400) Requisitions shall be prepared and signed by the Secretary of Commerce

Interstate Oil Compact Commission

For the support of the Interstate Oil Compact Commission created by the act of July 23 1941 (P. L. 432) and for the payment of expenses of the Governor or his delegate in representing Pennsylvania the sum of two thousand four hundred dollars (\$2400) Requisitions shall be signed by the Governor

Interstate Commission on the Potomac River Basin

For the support of the Interstate Commission on the Potomac River Basin created by the act of May 29

1945 (P. L. 1139) the sum of four thousand two hundred dollars (\$4200) Requisitions shall be prepared and signed by the Secretary of Commerce

To the Council of State Governments

For the support of the Council of State Government and the Interstate Legislative Reference Bureau established by it to co-ordinate the work of the various State Legislative Reference Bureaus and other official agencies dealing with legislative matters the sum of forty thousand dollars (\$40,000) One-half of said appropriation shall be paid during each fiscal year of the biennium in equal quarterly installments on requisition drawn by the Auditor General Warrants for such payments shall be drawn to the order of the Executive Director of the Council of State Governments who shall file an accounting of said expenses with the Auditor General

Pennsylvania Historical and Museum Commission

For the payment of salaries wages general expenses supplies printing and equipment necessary for the work of the Pennsylvania Historical and Museum Commission including maintenance and development of historical monuments and sites the sum of three hundred ninety thousand five hundred dollars (\$390,500)

For the payment of the cost of preparation and erection of historical markers for historical research and for maintenance and development of historical sites the sum of one hundred fifty-five thousand dollars (\$155,000)

The Electoral College

For the payment of the expense of the Electoral College of one thousand nine hundred forty-eight the sum of one thousand dollars (\$1000) to be paid on requisition of the Auditor General

II Legislative Department

For the payment of the expenses of the Legislative Department for two years beginning June first one thousand nine hundred forty-seven and also for the expenses of the session and recess of one thousand nine hundred forty-seven not previously provided for the following sums or as much thereof as may be necessary to be paid in the manner prescribed by law Provided That the salaries stationery and mileage of the members of the Senate and House of Representatives of the legislative session of one thousand nine hundred and forty-nine shall be paid by requisition of the chief clerk of the Senate or the chief clerk of the House of Representatives upon the auditor general only after statement of the amounts due the several senators and members shall have been certified to the respective chief clerks by the president pro tempore of the Senate or speaker of the House of Representatives and that the senators and members receiving fixed salaries for said session shall be paid one-fifth of his total salary each month for the first four months of the session if the legislature shall be in session that long and the balance of the day fixed for the final adjournment of the legislature or during the two days previous thereto

All compensation payable to officers and employes under the provisions of this act shall be payable semi-monthly on the fifteenth day and the last day of each month on requisition of the chief clerk of the Senate or of the House of Representatives as the case may be pursuant to certification of the officer under whose direction and control the officer or employe shall be

To the Senate

For the payment of the salaries of fifty Senators and extra compensation allowed by law to the President pro tempore of the Senate session of one thousand nine hundred and forty-nine the sum of one hundred fifty-one thousand dollars (\$151,000)

For the payment of the expenses of senators and extra compensation and expenses of chairmen of committees as provided by law the sum of one hundred twenty thousand dollars (\$120,000)

For the payment of the mileage of fifty Senators session of one thousand nine hundred and forty-nine the sum of eighteen thousand dollars (\$18,000)

For the payment of postage session of one thousand nine hundred and forty-nine allowed by law to fifty senators the sum of seven thousand five hundred dollars (\$7500)

For the payment of postage session of one thousand nine hundred and forty-nine for the chief clerk and assistants the sum of one hundred fifty dollars (\$150)

For the payment of postage session of one thousand nine hundred and forty-nine for the Lieutenant Governor the sum of one hundred fifty dollars (\$150)

To the chief clerk of the Senate for the payment of the postage on the Legislative Journal bills and calendars session of one thousand nine hundred and forty-nine the sum of four thousand five hundred dollars (\$4500)

For the payment of the salaries of the officers and employes of the Senate session of one thousand nine hundred and forty-nine also for the payment of the session and recess salaries of all officers and employes whose positions are now or may hereafter be created and for the payment of which provision is not otherwise made also for the payment of any increases which may now or hereafter be authorized in the recess and session salaries of the officers and employes of the Senate whose present salaries are provided for in this section the sum of one hundred thirty-two thousand dollars (\$132,000) for the two years beginning June first one thousand nine hundred and forty-seven

For the payment of the mileage of the officers and employes of the Senate session of one thousand nine hundred and forty-nine the sum of two thousand seven hundred dollars (\$2700)

For the payment of the salaries of the returning officers of the Senate at the beginning of the session of one thousand nine hundred and forty-nine the sum of eight thousand dollars (\$8000)

For the payment of the mileage of the returning officers of the Senate at the beginning of the session of one thousand nine hundred and forty-nine the sum of two thousand dollars (\$2000)

For the payment of the salary of the clerk to the President of the Senate for two years beginning June first one thousand nine hundred and forty-seven the sum of four thousand eight hundred dollars (\$4800)

For the payment of the salary of the Secretary of the Senate for the two years beginning June first one thousand nine hundred and forty-seven the sum of fifteen thousand dollars (\$15,000)

For the payment of the salary of the chief clerk of the Senate for the two years beginning June first one thousand nine hundred and forty seven the sum of twelve thousand dollars (\$12,000)

For the payment of the salary of the Secretary to the President pro tempore of the Senate for the two years beginning June first one thousand nine hundred and forty-seven the sum of four thousand four hundred dollars (\$4400)

For the payment of the salary of the librarian of the Senate for the two years beginning June first one thousand nine hundred and forty-seven the sum of nine thousand dollars (\$9000)

For the payment of the salary of the assistant librarian of the Senate for the two years beginning June first one thousand nine hundred and forty-seven the sum of seven thousand two hundred dollars (\$7200)

For the payment of the salary of the assistant to the secretary of the Senate for the time employed during the recess periods in the two years beginning June first one thousand nine hundred and forty-seven as provided by law the sum of four thousand two hundred dollars (\$4200)

For the payment of the salary of the stenographer to the President of the Senate for the two years beginning June first one thousand nine hundred forty-seven the sum of three thousand six hundred dollars (\$3600)

For the payment of the salary of the library clerk of the Senate for the two years beginning June first one thousand nine hundred and forty-seven the sum of five thousand dollars (\$5000)

For the payment of the salary of the secretary to the majority floor leader of the Senate for the two years beginning June first one thousand nine hundred forty-seven as provided by law the sum of four thousand four hundred dollars (\$4400)

For the payment of the salary of the secretary to the minority floor leader of the Senate for the two years beginning June first one thousand nine hundred forty-seven as provided by law the sum of four thousand four hundred dollars (\$4400)

For the payment of the salary of the secretary to the Senate Librarian for the two years beginning June first one thousand nine hundred forty-seven as provided by law the sum of four thousand four hundred dollars (\$4400)

For the payment of the salaries of two watchmen of the Senate for the two years beginning June first one thousand nine hundred forty-seven as provided by law the sum of eight thousand dollars (\$8000)

For the payment of the salary of the superintendent of the store-room of the Senate for the two years beginning June first one thousand nine hundred forty-seven as provided by law the sum of six thousand dollars (\$6000)

For the payment of the salary of the chief custodian of the Senate for the two years beginning June first one thousand nine hundred forty-seven as provided by law the sum of five thousand four hundred dollars (\$5400)

For the payment of the salary of the custodian of the basement of the Senate for the two years beginning June first one thousand nine hundred forty-seven as provided by law the sum of three thousand six hundred dollars (\$3600)

For the payment of the salaries of one custodian of the Senate Chamber and assistant custodian of the Senate Chamber for the two years beginning June first one thousand nine hundred forty-seven as provided by law the sum of eleven thousand two hundred dollars (\$11,200)

For the payment of the salary of the messenger in the Senate Library for the two years beginning June first one thousand nine hundred and forty-seven as provided by law the sum of three thousand dollars (\$3000)

For the payment of the salary of a janitor for the Senate for the two years beginning June first one thousand nine hundred forty-seven the sum of three thousand dollars (\$3000)

To the Secretary of the Senate for the payment of extra services in connection with the compilation of the history of legislation in the Senate session of one thousand nine hundred and forty-seven the sum of two thousand five hundred dollars (\$2500)

For the payment of the expenses of the Committee on Appropriations of the Senate during the bienium June first one thousand nine hundred and forty-seven and ending May thirty-first one thousand nine hundred and forty-nine in investigating schools colleges universities penal institutions mental hospitals medical and surgical hospitals homes and other institutions and agencies supported in whole or in part by appropriations from the State Treasury in analyzing requests of the same and of the various departments boards and commissions of the Commonwealth for appropriations and for the necessary clerical assistance and other necessary expenses in connection with the work of said committee in compiling data and information for the use of said committee and the Senate during legislative sessions and during the interim between legislative sessions the sum of twenty-five thousand dollars (\$25,000) to be paid on warrant of the Auditor General in favor of the chairman of said committee on the presentation of his requisition for the same Of the sum herein appropriated not more than seventeen thousand five hundred dollars (\$17,500) shall be expended prior to the beginning of

the regular session of the General Assembly of one thousand nine hundred and forty-nine If the term of office of the chairman of the Committee on Appropriations shall terminate prior to the regular session of 1949 he shall not later than thirty days after such termination and also within thirty days after the adjournment of any regular or special session file an account with the Auditor General of the committee's expenses since the filing of the prior account

For the payment of expenses incident to issuing certificate of election of senators for the session of one thousand nine hundred and forty-nine the sum of seventy-five dollars (\$75) (Act of June fourteenth one thousand nine hundred and eleven P. L. 926)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the President pro tempore of the Senate during the recess ending the first Tuesday of January one thousand nine hundred and forty-nine the sum of three thousand dollars (\$3000) or as much thereof as may be necessary and for like expenses for the session of one thousand nine hundred and forty-nine the sum of four thousand dollars (\$4000)

For the payment of the necessary expenses including extra labor in the office of the chief clerk for the year ending May thirty-first one thousand nine hundred and forty-eight the sum of seven thousand dollars (\$7000) and for six months ending November thirtieth one thousand nine hundred and forty-eight the sum of four thousand dollars (\$4000)

For the payment of the incidental expenses of the Senate for six months commencing December first one thousand nine hundred and forty-eight and the entire period of the session of one thousand nine hundred and forty-nine should the same extend beyond May thirty-first such sum as may be necessary to be expended by the chief clerk of the Senate who shall render to the Auditor General accounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts but said chief clerk shall at no time have in his hands more than two thousand dollars (\$2000) for which accounts have not been rendered and settled and the whole amount expended by said chief clerk shall not exceed the sum of ten thousand dollars (\$10,000) out of which amount such necessary extra labor in the Senate shall be paid as shall be certified by the President pro tempore and chief clerk

For the payment of the postage labor and incidental expenses in the office of the secretary of the Senate for the year beginning June first one thousand nine hundred and forty-seven the sum of five thousand dollars (\$5000) and for the year beginning June first one thousand nine hundred and forty-eight the sum of five thousand dollars (\$5000)

For the payment of postage labor express charges and all other expenses in the office of the librarian of the Senate for the year beginning June first one thousand nine hundred and forty-seven the sum of two thousand eight hundred dollars (\$2800) and for the year beginning June first one thousand nine hundred and forty-eight the sum of two thousand eight hundred dollars (\$2800)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Majority floor leader of the Senate during the recess ending December first one thousand nine hundred and forty-eight the sum of two thousand five hundred dollars (\$2500) and for like expenses for the session of one thousand nine hundred and forty-nine the sum of two thousand dollars (\$2000)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Minority floor leader of the Senate during the recess ending December first one thousand nine hundred and forty-eight the sum of two thousand dollars (\$2000) and for like expenses for the session of one thousand nine

hundred and forty-nine the sum of one thousand five hundred dollars (\$1500)

To the Secretary of the Senate for the payment of the expenses of the Senate or committees of the Senate in attending funerals or expenses incident thereto of Senators officers of the Senate or State officials during the two years beginning June first one thousand nine hundred and forty-seven the sum of one thousand dollars (\$1000)

To the House of Representatives

For the payment of the salaries of two hundred and eight members of the House of Representatives and extra compensation allowed by law to the Speaker of the House of Representatives session one thousand nine hundred and forty-nine the sum of six hundred twenty-five thousand dollars (\$625,000)

For the payment of expenses of members of the House of Representatives and extra compensation and expenses of chairmen of committees as provided by law the sum of five hundred thousand dollars (\$500,000)

For the payment of the mileage of two hundred and eight members of the House of Representatives session of one thousand nine hundred and forty-nine the sum of eighty-five thousand dollars (\$85,000)

For the payment of postage session of one thousand nine hundred and forty-nine allowed by law to two hundred and eight members one hundred fifty dollars (\$150) each the sum of thirty-one thousand two hundred dollars (\$31,200)

For the payment of postage session of one thousand nine hundred and forty-nine to the chief clerk and assistants the sum of one thousand fifty dollars (\$150)

To the chief clerk of the House of Representatives for the payment of postage on the Legislative Journal bills and calendars session of one thousand nine hundred and forty-nine the sum of ten thousand dollars (\$10,000)

For the payment of salaries of the officers and employees of the House of Representatives session of one thousand nine hundred and forty-nine also for the payment of the session and recess salaries of all officers and employees whose positions are now or may be hereafter created and for the payment of which provision is not otherwise made also for the payment of any increase which may now or hereafter be authorized in the recess and session salaries of all the officers and employees of the House of Representatives whose present salaries are provided for in this section the sum of one hundred fifty-eight thousand dollars (\$158,000) for the two years beginning June first one thousand nine hundred and forty-seven

For the payment of the mileage of the officers and employees of the House of Representatives session of one thousand nine hundred and forty-nine the sum of four thousand dollars (\$4000)

For the payment of the salaries of the returning officers of the House of Representatives at the beginning of the session of one thousand nine hundred and forty-nine the sum of thirteen thousand dollars (\$13,000)

For the payment of the mileage of the returning officers of the House of Representatives at the beginning of the session of one thousand nine hundred and forty-nine the sum of three thousand dollars (\$3000)

For the payment of the salary of the chief clerk of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven the sum of twelve thousand dollars (\$12,000)

For the payment of the salary of the secretary of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven the sum of ten thousand dollars (\$10,000)

For the payment of the salary of the assistant to the chief clerk of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven the sum of seven thousand two hundred dollars (\$7200)

For the payment of the salary of the stenographer to the chief clerk for the two years beginning June first one

thousand nine hundred and forty-seven the sum of three thousand six hundred dollars (\$3600)

For the payment of the salary of the secretary to the Secretary of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven the sum of four thousand four hundred dollars (\$4400)

For the payment of the salary of the messenger to the Chief Clerk for the two years beginning June first one thousand nine hundred and forty-seven the sum of three thousand dollars (\$3000)

For the payment of the salary of the secretary to the majority floor leader of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven as provided by law the sum of four thousand four hundred dollars (\$4400)

For the payment of the salary of the secretary to the minority floor leader of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven as provided by law the sum of four thousand four hundred dollars (\$4400)

For the payment of the salary of the Administrative Assistant to the Speaker for the two years beginning June first one thousand nine hundred and forty-seven the sum of four thousand eight hundred dollars (\$4800)

For the payment of the salary of the clerk to the Speaker for the two years beginning June first one thousand nine hundred and forty-seven the sum of four thousand two hundred dollars (\$4200)

For the payment of the salary of the superintendent of storerooms of the House of Representatives for the time employed during the period beginning June first one thousand nine hundred and forty-seven as provided by law the sum of six thousand dollars (\$6000)

For the payment of salaries of one day watchman and one night watchman of the House of Representatives for the time employed during the period beginning June first one thousand nine hundred and forty-seven as provided by law the sum of eight thousand dollars (\$8000)

For the payment of the salary of the secretary to the Chief Clerk for the two years beginning June first one thousand nine hundred and forty-seven as provided by law the sum of four thousand four hundred dollars (\$4400)

For the payment of the salary of the chief custodian of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven as provided by law the sum of four thousand dollars (\$4000)

For the payment of the salaries of the four custodians of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven as provided by law the sum of fourteen thousand four hundred dollars (\$14,400)

For the payment of the salary of the messenger to the Secretary for the period beginning June first one thousand nine hundred and forty-seven as provided by law the sum of three thousand dollars (\$3000)

For the payment of the salary of the secretary of the Speaker of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven the sum of four thousand four hundred dollars (\$4400)

For the payment of the salary of the parliamentarian of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven the sum of eight thousand dollars (\$8000)

For the payment of the salary of the amendment clerk of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven the sum of six thousand dollars (\$6000)

For the payment of the salary of the supply clerk of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven the sum of three thousand six hundred dollars (\$3600)

For the payment of the salary of the compiling clerk of the House of Representatives for the two years be-

ginning June first one thousand nine hundred and forty-seven the sum of seven thousand two hundred dollars (\$7200)

For the payment of the salary of the finance clerk of the House of Representatives for the two years beginning June first one thousand nine hundred and forty-seven the sum of six thousand dollars (\$6000)

For the payment of contingent expenses including clerical stenographic traveling and discretionary charges of the Speaker of the House of Representatives during the recess ending December first one thousand nine hundred and forty-eight the sum of four thousand dollars (\$4000) or as much thereof as may be necessary and for like expenses for the session of one thousand nine hundred and forty-nine the sum of four thousand dollars (\$4000)

For the payment of necessary expenses including extra labor in the office of the chief clerk and library for the year beginning June first one thousand nine hundred and forty-seven the sum of nineteen thousand dollars (\$19,000) and for the six months beginning June first one thousand nine hundred and forty-eight the sum of nine thousand one hundred dollars (\$9100)

For the payment of the incidental expenses of the House of Representatives for the six months commencing December first one thousand nine hundred and forty-eight and for the entire period of the session of one thousand nine hundred and forty-nine should the same extend beyond May thirty-first to be expended by the chief clerk who shall render to the Auditor General accounts from time to time with proper specifically itemized vouchers to be settled in the same manner as other accounts. The whole amount thus expended by the chief clerk shall not exceed the sum of twenty thousand dollars (\$20,000)

To the chief clerk of the House of Representatives for the payment of extra services in connection with the compilation of the history of legislation in the House of Representatives session of one thousand nine hundred and forty-seven the sum of two thousand five hundred dollars (\$2500)

For the payment of the expenses of the Committee on Appropriations of the House of Representatives during the biennium beginning June first one thousand nine hundred and forty-seven in investigating schools colleges universities penal institutions mental hospitals medical and surgical hospitals homes and other institutions and agencies supported in whole or in part by appropriations from the State Treasury in analyzing reports of said institutions and agencies in examining and analyzing requests of the same and of the various departments boards and commissions of the Commonwealth for appropriations and for the necessary clerical assistance and other necessary expenses in connection with the work of said committee in compiling data and information for the use of said committee and the House of Representatives during legislative sessions and during the interim between legislative sessions the sum of twenty-five thousand dollars (\$25,000) to be paid on warrant of the Auditor General in favor of the chairman of said committee on the presentation of his requisition for the same of the sum herein appropriated not more than seventeen thousand five hundred dollars (\$17,500) shall be expended prior to the beginning of the regular session of the General Assembly of nineteen hundred and forty-nine. The chairman of the Committee on Appropriations shall not later than thirty days after the termination of his term of office and also within thirty days after the adjournment of any regular or special session file an account with the Auditor General of the committee's expenses since the filing of the prior account

For the payment of the postage clerical stenographic and express charges and all other expenses in the office of the secretary of the House of Representatives for the year beginning June first one thousand nine hundred and forty-seven the sum of three thousand five hundred

dollars (\$3500) and for the year beginning June first one thousand nine hundred and forty-eight the sum of three thousand five hundred dollars (\$3500)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Majority floor leader of the House of Representatives during the recess ending December first one thousand nine hundred and forty-eight the sum of two thousand five hundred dollars (\$2500) and for like expenses for the session of one thousand nine hundred and forty-nine the sum of two thousand dollars (\$2000)

For the payment of the contingent expenses including clerical stenographic traveling and discretionary charges of the Minority floor leader of the House of Representatives during the recess ending December first one thousand nine hundred and forty-eight the sum of two thousand dollars (\$2000) and for like expenses for the session of one thousand nine hundred and forty-nine the sum of one thousand five hundred dollars (\$1,500)

For the payment of the expenses incident to issuing certificates of election to members of the House of Representatives for the session of one thousand nine hundred and forty-nine (Act of June fourteenth one thousand nine hundred and eleven P. L. 926) the sum of seven hundred fifty dollars (\$750) to be paid by the State Treasurer on warrants of the Auditor General upon presentation of vouchers approved by the Speaker of the House of Representatives

To the Chief clerk of the House of Representatives for the payment of the expenses of the House of Representatives or committee of the House of Representatives in attending funerals or expenses incident thereto of members of the House of Representatives officers of the House of Representatives or State officials during the two years beginning June first one thousand nine hundred and forty-seven the sum of three thousand dollars (\$3000)

Legislative Journals

The expenses for paper and printing of the Legislative Journals shall be paid out of the appropriation for paper and printing made to the Department of Property and Supplies contained in this act

To the Librarian of the Senate for the payment of the person appointed to index the Legislative Journal for the session of one thousand nine hundred and forty-seven the sum of two thousand dollars (\$2000)

For the work of the Legislative Journal officials after the close of the session of one thousand nine hundred and forty-seven on the Legislative Journal also the proof-reading of the appendix and index thereto as provided by law the sum of four thousand five hundred dollars (\$4500)

Legislative Miscellaneous

For the payment of traveling and other expenses of the members of the General Assembly of Pennsylvania appointed by the President pro tempore of the Senate and the Speaker of the House of Representatives in attending the meetings of the American Legislators' Association and the Council of State Governments the sum of two thousand five hundred dollars (\$2500) to be paid on warrants of the Auditor General in favor of the President pro tempore of the Senate or the Speaker of the House of Representatives on presentation of his requisition for the same The President pro tempore or the Speaker shall file an accounting of said expenses with the Auditor General

For the payment of premiums on surety bonds for chairman and officers of the Senate and House of Representatives to be paid by Chief Clerks of each House for the two years beginning June first one thousand nine hundred and forty-seven the sum of eight hundred dollars (\$800)

To the Joint State Government Commission

For the payment of wages and other compensation of the employees and for the payment of general expenses

necessary for the proper conduct of the work of the Joint State Government Commission the sum of two hundred fifty thousand dollars (\$250,000) to be paid on warrants of the Auditor General in favor of the chairman of said commission on the presentation of his requisition for the same The chairman shall file an accounting of said expenses with the Auditor General

To the Legislative Reference Bureau

For the payment of the salaries of the director assistant director chief compiler and bill drafter compiler and bill reading clerk search clerk messenger and file clerk chief clerk reference librarian stenographers charwomen regularly employed and bill book clerks and stenographers for the two fiscal years beginning June first one thousand nine hundred forty-seven and for the session of the General Assembly of one thousand nine hundred forty-nine and for maintenance law books incidental expenses traveling expenses and emergency clerical help and emergency assistants if needed for two years for the Legislative Reference Bureau the sum of one hundred thirty thousand dollars (\$130,000)

III Judicial Department

For the payment of the salaries of the judges of the Supreme Court and Superior Court the salaries and mileage of the president and other law judges of the several courts of common pleas in the Commonwealth and the judges of the several orphans' courts and for the compensation of common pleas judges holding court in other districts and for the payment of salaries and mileage of associate judges the following sums or as much thereof as may be necessary for the two fiscal years beginning June first one thousand nine hundred and forty-seven payments to be made monthly by warrant drawn by the Auditor General on the State Treasury except in the case of associate judges who shall be paid quarterly on August thirty-first November thirtieth February twenty-eighth and May thirty-first of each year but when by reason of death or resignation salary for a fraction of a quarter is due any judge it shall be computed according to the ratio it bears to the whole quarter so as not however to increase or diminish the salary he is entitled to receive under the several acts of Assembly fixing the compensation of judges Provided That at the beginning of the term the interval from the first Monday of January to the first Monday of March shall be reckoned as two-thirds of a quarter and at the close of the term the interval from the first day of December to the first Monday of January shall be reckoned as one-third of a quarter

Supreme Court

For the payment of the salaries of the Supreme Court judges the sum of three hundred twenty-three thousand dollars (\$323,000)

For the payment of the salaries or compensation of the briefers investigators stenographers typewriters and clerks and to reimburse the judges of said court for expenses incurred in the discharge of their duties or attendant upon execution of the duties of the office the sum of fifty-six thousand dollars (\$56,000)

For the payment of salaries wages and other compensation of a deputy prothonotary and other employees in the office of the Prothonotary of the Supreme Court for the eastern district and employees in the library of the Supreme Court at Philadelphia for the purchase of stationery supplies and the payment of the necessary expenses of the Supreme Court for the eastern district thereof for the purchase of books and necessary expenses of the library of the Supreme Court at Philadelphia the sum of sixty-five thousand two hundred dollars (\$65,200)

For the payment of salaries wages and other compensation of a deputy prothonotary and other employees in the office of the Prothonotary of the Supreme Court for the western district thereof for the purchase of stationery supplies books for the library and other necessary expenses of the Supreme Court western district the sum of thirty-five thousand dollars (\$35,000)

For the payment of salaries wages or other compensation of the prothonotary and other employes in the office of the prothonotary of the Supreme Court for the middle district and for the payment of expenses for the Supreme Court in the middle district and the Superior Court at Harrisburg the sum of thirteen thousand one hundred dollars (\$13,100)

For the payment of the salary and expenses of the crier tipstaves official stenographers court officers and law secretary of the Chief Justice of the eastern middle and western districts and for premiums for workmen's compensation insurance covering all employes of the Supreme Court the sum of ninety-eight thousand and ninety-six dollars (\$98,096) Provided That the crier for the middle district shall receive no other compensation from the State

For the payment of the fees of the prothonotaries of the Supreme Court of the eastern middle and western districts on assignment of Judges to counties other than their own under an order of the Supreme Court dated February nineteen one thousand nine hundred and nineteen the sum of two thousand five hundred dollars (\$2500) payments to be made monthly by the State Treasurer on warrants drawn by the Auditor General

For the payment of expenses of Board of Governance of the Pennsylvania Bar the sum of ten thousand dollars (\$10,000)

For the payment of the expenses of the Procedural Rules Committee appointed by the Supreme Court to assist it in the preparation revision promulgation publication and administration of general rules of practice for the courts of this Commonwealth the sum of twenty-five thousand dollars (\$25,000)

In the case of necessary expenses stationery supplies and books for the eastern western and middle district herein provided for the same shall be paid on warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the prothonotary of the said Supreme Court for the particular district thereof

For the payment of the salaries and expenses of the State Board of Law Examiners the sum of sixty thousand dollars (\$60,000)

Superior Court

For the payment of the salaries of the judges of the Superior Court the sum of two hundred ninety-five thousand dollars (\$295,000)

For the payment of the salaries or compensation of the clerks briefers investigators stenographers and typewriters of the Superior Court and to reimburse the judges of said court for expenses incurred in the discharge of their duties the sum of forty-nine thousand dollars (\$49,000)

For the payment of the salaries and expenses of the crier and necessary tipstaves of the Superior Court and for premiums for workmen's compensation insurance covering all employes of the Superior Court the sum of eighty thousand one hundred thirty-six dollars (\$80,136)

For the purchase of dockets stationery supplies books for the library and other necessary expenses of the said Superior Court or its officers the sum of twelve thousand dollars (\$12,000) to be paid on the warrant of the Auditor General upon presentation of specifically itemized vouchers approved by the prothonotary of the said Superior Court Philadelphia Harrisburg and Pittsburgh

Common Pleas Court

For the payment of the salaries of the judges of the courts of common pleas learned in the law in the several judicial districts of the Commonwealth the sum of three million six hundred sixty-three thousand dollars (\$3,663,000)

For the payment of the compensation carfare and expenses of Judges for holding court outside of their own judicial districts in accordance with law the sum of seventy-five thousand dollars (\$75,000)

For the payment of mileage allowed common pleas

judges in judicial districts containing more than one county as provided by law the sum of five thousand dollars (\$5000)

For the payment of the judges of the courts of common pleas of Dauphin County for clerk hire in accordance with the law and for premiums for workmen's compensation insurance covering such clerks the sum of forty thousand dollars (\$40,000)

Orphans' Court

For the payment of the salaries of the orphans' court judges in the several judicial districts in which separate orphans' courts have been established by law the sum of seven hundred twenty-five thousand dollars (\$725,000)

Municipal Court of Philadelphia

For the payment of the salaries of the judges of the Municipal Court of Philadelphia in accordance with law the sum of two hundred sixty-five thousand dollars (\$265,000)

County Court of Allegheny County

For the payment of the salaries of the judges of the County Court for County of Allegheny the sum of one hundred forty-five thousand dollars (\$145,000)

To the Juvenile Court of Allegheny County

For the payment of the salary of the judge of the Juvenile Court of the County of Allegheny the sum of twenty four thousand dollars (\$24,000)

Retired Judges

For the payment of the salaries of the judges of the Supreme Superior common pleas and orphans' courts who may resign or retire in accordance with the provision of the act of Assembly approved June twelfth Anno Domini one thousand nine hundred and nineteen (P. L. 461) the sum of fifty thousand dollars (\$50,000)

Associate Judges

For the payment of the salaries of the associate judges the sum of sixty thousand dollars (\$60,000)

For the payment to associate judges of mileage for the two fiscal years beginning June first one thousand nine hundred and forty-seven the sum of seven thousand dollars (\$7000)

State Reporter

For the payment of the salary of the State Reporter the sum of ten thousand dollars (\$10,000)

For the payment of the salary of the Assistant State Reporter the sum of nine thousand six hundred dollars (\$9600)

For the payment of stationery clerk hire assistants and other general expenses the sum of sixteen thousand nine hundred dollars (\$16,900)

Section 3 This act is not intended to be inconsistent with or to repeal any provision of any act enacted at this or any prior session of the General Assembly regulating the purchase of supplies the ordering of printing and binding the purchase maintenance and use of automobiles the method of making payments from the State Treasury for any purpose or the functioning of any administrative department board or commission

Section 4 No appropriation made by this act to any department board commission or agency of the Executive Department shall be available unless and until such department board commission or agency shall have complied with sections 604 605 and 606 of The Administrative Code

Section 5 The term "employes" as used in this act shall include all directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshalls clerks stenographers bookkeepers messengers and other assistants in any department board and commission

Section 6 The terms "general expenses" and "maintenance" shall include all printing binding and stationery food and forage materials and supplies traveling expenses motor vehicles supplies and repairs freight express and cartage postage telephone and telegraph rentals and toll charges newspaper advertising and notices fuel light heat power and water repairs or reconstruction of equipment buildings and facilities rent of real estate and equipment premiums on workmen's compensation insurance premium on policies of liability insurance covering the operation of permanently assigned automobiles premiums on surety bonds the purchase of replacement or additional equipment and machinery other than passenger motor vehicles and all other incidental costs and expenses including payment to the Department of Property and Supplies of mileage charges for the use of automobiles and of expenses or costs of services incurred through the Purchasing Fund

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz	Mahany,	Taylor,
Berger,	Haluska	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn	Rahauser,	Wagner,
Chapman,	Holland	Rosenfeld,	Walker,
Crider,	Homsher	Ruth,	Watson,
Crowe,	Jaspan	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.
Doehla,	Lane,	Stiefel,	Wood, T. N.
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1346, as follows:

An Act relating to the annual salaries of certain county officers of counties of the second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The annual salaries of the following county officers of counties of the second class shall be as follows

The sheriff eleven thousand dollars (\$11,000)
 The prothonotary eleven thousand dollars (\$11,000)
 The recorder of deeds eleven thousand dollars (\$11,000)
 The register of wills and clerk of the orphans' court five thousand five hundred dollars (\$5500)
 The clerk of the court eleven thousand dollars (\$11,000)
 The treasurer eleven thousand dollars (\$11,000)
 The controller eleven thousand dollars (\$11,000)
 The coroner eleven thousand dollars (\$11,000)
 The district attorney eleven thousand dollars (\$11,000)
 First assistant district attorney eight thousand two hundred fifty dollars (\$8250)

Second assistant district attorney seven thousand one hundred fifty dollars (\$7150)

Two assistant district attorneys six thousand six hundred dollars (\$6600) each

Four assistant district attorneys six thousand fifty dollars (\$6050) each

Two assistant district attorneys five thousand five hundred dollars (\$5500) each

Two assistant district attorneys four thousand nine hundred fifty dollars (\$4950) each

Four assistant district attorneys four thousand four hundred dollars (\$4400) each

The chairman of the county commissioners sixteen thousand five hundred dollars (\$16,500) the other county commissioners thirteen thousand two hundred dollars (\$13,200) each

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 This act shall become effective on the first Monday of January one thousand nine hundred forty-eight

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz	Mahany,	Taylor,
Berger,	Haluska	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn	Rahauser,	Wagner,
Chapman,	Holland	Rosenfeld,	Walker,
Crider,	Homsher	Ruth,	Watson,
Crowe,	Jaspan	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.
Doehla,	Lane,	Stiefel,	Wood, T. N.
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1347, as follows:

An Act relating to the annual salaries of certain county officers of counties of the third class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The annual salaries of the following county officers of counties of the third class shall be as follows

The sheriff six thousand six hundred dollars (\$6600)
 The coroner three thousand three hundred dollars (\$3300)

The prothonotary six thousand six hundred dollars (\$6600)

The clerk of the courts five thousand five hundred dollars (\$5500)

The register of wills and ex-officio clerk to the orphans' court four thousand four hundred dollars (\$4400)

The recorder of deeds five thousand five hundred dollars (\$5500)

The county treasurer five thousand five hundred dollars (\$5500)

The county controller six thousand six hundred dollars (\$6600)

The county surveyor where such office exists one hundred ten dollars (\$110)

The county commissioners six thousand six hundred dollars (\$6600) each

The chief county detective three thousand three hundred dollars (\$3300)

The five assistant county detectives two thousand eight hundred sixty dollars (\$2860) each

The jury commissioners nine hundred ninety dollars (\$990) each

The district attorney eight thousand two hundred fifty dollars (\$8250)

The first assistant district attorney four thousand four hundred dollars (\$4400)

The three assistant district attorneys three thousand eight hundred fifty dollars (\$3850) each

The two assistant district attorneys three thousand three hundred dollars (\$3300) each

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 This act shall become effective on the first Monday of January 1948

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor
Berger,	Haluska	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn	Rahausen,	Wagner,
Chapman,	Holland	Rosenfeld,	Walker,
Crider,	Homsher	Ruth,	Watson,
Crowe,	Jaspan	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro	Klein,	Stevenson,	Wood, L. H.
Doehla,	Lane,	Stiefel,	Wood, T. N.
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1348, as follows:

An Act relating to the annual salaries of certain county officers of counties of the fourth class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The annual salaries of the following county officers of counties of the fourth class shall be as follows

The district attorney six thousand six hundred dollars (\$6600)

First assistant district attorney three thousand eight hundred fifty dollars (\$3850)

Three assistant district attorneys each three thousand three hundred dollars (\$3300)

The sheriff six thousand six hundred dollars (\$6600)

The prothonotary six thousand six hundred dollars (\$6600)

The clerk of courts four thousand four hundred dollars (\$4400)

The register of wills and ex-officio clerk of the orphans' court four thousand four hundred dollars (\$4400)

The recorder of deeds four thousand four hundred dollars (\$4400)

The county treasurer five thousand five hundred dollars (\$5500)

The county commissioners five thousand five hundred dollars (\$5500) each

The county auditors where there is a controller each one hundred ten dollars (\$110)

The coroner two thousand two hundred dollars (\$2200)

The jury commissioners five hundred fifty dollars (\$550) each

The county controller where such office exists or may be created five thousand five hundred dollars (\$5500)

The chief county detective three thousand three hundred dollars (\$3300)

The assistant chief county detective two thousand seven hundred fifty dollars (\$2750)

The two special county detectives each two thousand two hundred dollars (\$2200)

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 This act shall become effective on the first Monday of January 1948

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor
Berger,	Haluska	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn	Rahausen,	Wagner,
Chapman,	Holland	Rosenfeld,	Walker,
Crider,	Homsher	Ruth,	Watson,
Crowe,	Jaspan	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro	Klein,	Stevenson,	Wood, L. H.
Doehla,	Lane,	Stiefel,	Wood, T. N.
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1349, as follows:

An Act relating to the annual salaries of certain county officers of counties of the fifth class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The annual salaries of the following county officers of the fifth class shall be as follows

The sheriff four thousand four hundred dollars (\$4400)

The county comptroller where such office exists four thousand four hundred dollars (\$4400)

The coroner one thousand six hundred fifty dollars (\$1650)

The prothonotary four thousand four hundred dollars (\$4400)

The clerk of quarter sessions and oyer and terminer three thousand three hundred dollars (\$3300)

The clerk of the orphans court three thousand three hundred dollars (\$3300)

The register of wills five thousand five hundred dollars (\$5500)

The recorder of deeds four thousand four hundred dollars (\$4400)

The county commissioners four thousand four hundred dollars (\$4400)

The county treasurer five thousand five hundred dollars (\$5500)

The county auditors where such office exists two hundred seventy-five dollars (\$275) each

The jury commissioners two hundred seventy-five dollars (\$275) each

Where the office of the prothonotary clerk of the court of general quarter sessions clerk of the court of oyer and terminer are held by the same person such officer shall receive a salary of four thousand four hundred dollars (\$4400) only

Where the office of prothonotary clerk of the court of general quarter sessions clerk of the court of oyer and terminer and clerk of the orphans' court are held by the same person such officer shall receive a salary of four thousand four hundred dollars (\$4400) only

Where the office of the clerk of the court of general quarter sessions clerk of the court of oyer and terminer and clerk of the orphans' court are held by the same person such officer shall receive a salary of four thousand four hundred dollars (\$4400) only

Where the office of the register of wills and the recorder of deeds are held by the same person such officer shall receive a salary of four thousand four hundred dollars (\$4400) only

Where the office of the register of wills recorder of deeds and clerk of the orphans' court are held by the same person such officer shall receive a salary of five thousand five hundred dollars (\$5500) only

Where the office of prothonotary and recorder of deeds are held by the same person such officer shall receive a salary of four thousand four hundred dollars (\$4400) only

Where the office of register of wills clerk of the court of general quarter sessions clerk of the court of oyer and terminer and clerk of the orphans' court are held by the same person such officer shall receive a salary of four thousand four hundred dollars (\$4400) only provided that the salaries provided by this section shall in no case exceed the fees collected during the term for which any such officer shall serve

District attorney five thousand five hundred dollars (\$5500)

First assistant district attorney two thousand seven hundred fifty dollars (\$2750)

Second assistant district attorney two thousand two hundred dollars (\$2200)

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 This act shall become effective on the first Monday of January 1948

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geitz,	Mahany,	Taylor,
Berger,	Haluska	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn	Rahouser,	Wagner,
Chapman,	Holland	Rosenfeld,	Walker,
Crider,	Homsher	Ruth,	Watson,
Crowe,	Jaspan	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. M.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1350, as follows:

An Act relating to the annual salaries and compensation of certain county officers of counties of the sixth class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The annual salaries of the following county officers of the sixth class shall be as follows

The clerk of the court of quarter sessions two thousand seven hundred fifty dollars (\$2750)

The treasurer four thousand four hundred dollars (\$4400)

The controller three thousand three hundred dollars (\$3300)

The clerk of oyer and terminer one thousand one hundred dollars (\$1100)

The clerks of the orphans' court two thousand seven hundred fifty dollars (\$2750) each

The prothonotary three thousand three hundred dollars (\$3300)

The recorder of deeds three thousand three hundred dollars (\$3300)

The register of wills three thousand three hundred dollars (\$3300)

Where any of the officers above mentioned holds two of said offices he shall receive the highest salary fixed for either of the offices which he holds and the additional salary of five hundred fifty dollars (\$550) and where any of said officers shall hold three or more such offices he shall receive an additional salary of one thousand one hundred dollars (\$1100)

The sheriff four thousand four hundred dollars (\$4400)

The county commissioners three thousand three hundred dollars (\$3300) each

The district attorney shall receive annual salaries depending upon the population of the county as follows

(a) Fifty thousand and more but less than sixty thousand twenty-six hundred forty dollars (\$2640)

(b) Sixty thousand and more but less than seventy thousand twenty-nine hundred seventy dollars (\$2970)

(c) Seventy thousand and more but less than eighty thousand three hundred three hundred dollars (\$3300)

(d) Eighty thousand and more but less than ninety thousand three thousand six hundred thirty dollars (\$3630)

(e) Ninety thousand and more but less than one hundred thousand four thousand one hundred eighty dollars (\$4180)

In counties having a population of eighty thousand or more the assistant district attorney shall receive a salary

of twenty-two hundred dollars (\$2200) and in counties having a population of less than eighty thousand the assistant district attorney shall receive a salary of one thousand three hundred seventy-five dollars (\$1375) except in counties having two or more judges of the court of common pleas where the assistants have been appointed with the approval of the court the first assistant district attorney shall receive a salary of two thousand seven hundred fifty dollars (\$2750) and the second assistant district attorney shall receive a salary of two thousand two hundred dollars (\$2200)

The jury commissioners shall each receive seven dollars and fifty cents (\$7.50) for each day necessarily employed in the discharge of their duties the said compensation shall be paid from the county treasury in the same manner as the salary or compensation of other county officers and employees

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 This act shall become effective on the first Monday of January one thousand nine hundred forty-eight

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier,	Lord,	Tarr,
Becker.	Geitz,	Mahany,	Taylor,
Berger.	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1351, as follows:

An Act relating to the annual salaries and compensation of certain county officers of counties of the eighth class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The annual salaries of the following county officers of counties of the eighth class shall be as follows

(a) The sheriff one thousand seven hundred sixty dollars (\$1760)

(b) The county commissioners one thousand one hundred dollars (\$1100) each

(c) The district attorney in counties having a population of less than ten thousand (10,000) eight hundred twenty-five dollars (\$825) and in counties having a population of ten thousand (10,000) and more but less

than twenty thousand (20,000) nine hundred ninety dollars (\$990)

The jury commissioners shall each receive seven dollars and fifty cents (\$7.50) for each day necessarily employed in the discharge of their duties the said compensation shall be paid from the county treasury in the same manner as the salary or compensation of other county officers and employees

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 This act shall be come effective on the first Monday of January one thousand nine hundred forty-eight

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geitz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1352, as follows:

An Act relating to the annual salaries and compensation of certain county officers of counties of the seventh class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That in counties of the seventh class the annual salary of the sheriff shall be three thousand three hundred dollars (\$3300)

The district attorney shall receive an annual salary depending upon the population of the county as follows (a) twenty thousand (20,000) and more but less than thirty thousand (30,000) one thousand six hundred fifty dollars (\$1650) (b) thirty thousand (30,000) and more but less than forty thousand (40,000) one thousand nine hundred eighty dollars (\$1980) (c) (40,000) thousand (40,000) and more but less than fifty thousand (50,000) two thousand three hundred ten dollars (\$2310)

The annual salary of each county commissioner shall be one thousand one hundred dollars (\$1100)

The jury commissioners shall each receive seven dollars and fifty cents (\$7.50) for each day necessarily employed in the discharge of their duties the said compensation shall be paid from the county treasury in the same manner as the salary or compensation of other county officers and employees

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 This act shall become effective the first Monday in January one thousand nine hundred forty-eight

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geltz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margie.	Wade.
Carr.	Heyburn.	Rahausen.	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson.
Dent.	Kephart.	Snowden.	Wolf.
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.
Doehla.	Lane.	Stiefel.	Wood, T. N.
Donlan.	Leader.	Tallman.	Woodring.
Farrell.	Letzler.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1353, as follows:

An Act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act requiring back-filling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the Department of Mines and the Department of Forest and Waters providing for appeals and imposing penalties and making appropriations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 This act is an exercise of the police power to provide for the improvement and conservation of lands affected by the mining of anthracite coal by the open pit or strip mining method to prevent the combustion of such coal and the pollution of rivers and streams and improve the use and enjoyment of such lands to preserve the value of such lands for taxation to decrease and prevent soil erosion and aid in the protection of game and wild life and generally to provide for the public safety health and general welfare

Section 2 This act shall be known and may be cited as the "Anthracite Strip Mining Law"

Section 3 Definitions The following words and phrases unless a different meaning is plainly required by the context shall have the following meanings

"Anthracite" The hard coal mined in the northeasterly part of the Commonwealth of Pennsylvania commonly known as the Anthracite Region

"Strip Mining" The mining or recovery of coal by removing the material which overlies the coal bed in its natural or previously mined condition

"Stripping pit" Any trench cut hole or pit formed by the removal of the surface or coal as a result of strip mining

"Operation" One or more stripping pits located on the property embraced within the boundaries of a colliery provided that in all cases where a single stripping pit extends across a colliery property line such pit will not be considered as two operations because of being located on two colliery properties

"Operator" A person partnership association or corporation engaged in strip mining of anthracite coal as a principal or who is or becomes the owner of the coal recovered as the result of such strip mining

"Spoil banks" The material of whatever nature removed and deposited on the surface that the underlying coal may be recovered

"Department" The Department of Mines of the Commonwealth of Pennsylvania

"Landowner" The person partnership association or corporation private municipal or otherwise in which the legal title to the land is vested

"Overburden" The material or strata overlying a seam or seams of anthracite coal in its natural state

"Area of land affected" The area of land from which the overburden is removed

"Deep mining" Such mining as is presently carried on by means of slope tunnel drift or shaft without the removal of the overburden

Section 4 Application for a permit to engage in strip mining of anthracite shall be made on a form prepared and furnished by the Department Such application shall contain an estimate of the number of acres of land that the operator estimates will be the area of land affected by strip mining by the operator during the year immediately following the date of the permit and shall be accompanied by a bond as hereinafter provided and by a filing or license fee in an amount to be calculated at the rate of twenty-five dollars (\$25.00) per acre which the operator estimates will be the area of land affected provided that in no case shall the license fee be less than one hundred dollars (\$100.00)

Section 5 Any permit issued by the Department as required by this act shall remain in force and effect for a period of one (1) year from its date and shall permit the operator to engage in as many operations as he may wish during such period of one (1) year and shall remain in force during such period of one (1) year provided that the operator shall faithfully perform all of the requirements of this act In the event of a violation of the requirements of this act by the operator it shall be the duty of the Secretary of Mines to cancel and withdraw such permit

Section 6 The operator shall file with the Department of Mines a bond on a form to be prescribed and furnished by the Department payable to the Commonwealth and conditioned that the operator shall faithfully perform all the requirements of this act The bond shall be in the amount of two hundred dollars (\$200.00) per acre based upon the number of acres of land which the operator estimates will be the area of land affected by strip mining during one (1) year immediately following the date of the permit issued by the Department provided that no bond shall be for an amount less than two thousand dollars (\$2000.00) Liability under the bond shall be for the duration of strip mining at each operation and for a period of five years thereafter unless released prior thereto in the manner hereinafter provided by this act

Such bond shall be signed by the operator and a corporate surety licensed to do business in the Commonwealth provided however that in lieu of a surety bond the operator may file a collateral bond secured by cash in the form of a certified or cashier's check or United States Government securities The cash deposited or the par value of such United States Government securities shall

be equal to the amount of the required bond and shall be held upon the same terms and conditions

The Secretary of Mines shall upon receipt of any such deposit of cash or securities immediately deposit the same with the State Treasurer whose duty it shall be to receive and hold the same in the name of the Commonwealth for the purpose for which such deposit is made. The State Treasurer shall at all times be responsible for the safekeeping of such deposits

Any operator making such deposit shall be entitled to receive from the State Treasurer on written order of the Secretary of Mines the whole or any portion of any securities so deposited upon depositing with the Department in lieu thereof a surety bond or other United States Government securities of a par value at least equal to the sum required for a bond as aforesaid

The operator shall also be entitled upon request to receive from the State Treasurer the interest or income from said securities deposited as aforesaid as the same become due and payable provided however that where securities deposited as aforesaid mature or are called the State Treasurer at the request of the operator shall convert such securities into other acceptable securities designated by the operator

Section 7 Upon application by the operator the permit may be renewed from year to year so as to cover the number of acres embraced in the original permit which have not been stripped and an additional permit may be issued at any time to the operator to cover acres which are not included in a previous permit and which the operator estimates will be the area of land affected during the following year. No license fee shall be charged for a renewal permit and the fee for an additional permit shall be calculated at the rate of twenty-five dollars (\$25) per acre for the number of acres which the operator estimates will be the area of land affected during the following year. All such moneys received by the Department shall be deposited in a special fund with the State Treasurer and shall be expended by the Department of Mines in payment of the cost of administering the provisions of this act. Each application for a permit shall be accompanied by a bond as herein provided

Section 8 Within thirty (30) days after the close of the first year's operation and likewise after the close of each subsequent year's operation the operator if his operation is not completed or abandoned shall file with the Department of Mines a new bond at the rate of two hundred dollars (\$200) per acre for each acre covered by the previous bond and remaining to be stripped or backfilled. The bond shall not be less than two thousand dollars (\$2000) and shall be accompanied by an annual report upon forms furnished by the Department describing the area of land affected during the preceding year and the area of land that will be affected during the ensuing year under each permit

Section 9 Upon receipt of such annual report the Secretary of Mines shall make an investigation of the operation and shall charge the area of land actually affected by strip mining during the year for which said report is filed against the bond or deposit filed by the operator at the rate of two hundred dollars (\$200) per acre of the area of land affected but in no case shall the bond or deposit retained by the Secretary of Mines be less than two thousand dollars (\$2000). Should the area of land actually affected exceed the estimate made by the operator at the time of the application for the permit the operator shall file an additional bond at the rate of two hundred dollars (\$200) per acre of the area of land affected over and above his estimate provided that an additional bond need not be filed where the number of acres of land actually affected multiplied by two hundred dollars (\$200) does not exceed the sum of two thousand dollars (\$2000). If the work contemplated by the permit and bond be not completed but the area of land actually affected by strip mining during the year is less than the estimate the Secretary shall issue a release of the excess of the bond or deposit upon which liability

has not been charged as aforesaid provided that in no case shall any bond or deposit be released or reduced to an amount less than two thousand dollars (\$2000)

Section 10 This act shall not apply to any stripping operation at which less than two hundred and fifty (250) tons of coal have been mined during any one twelve (12) month period and after this fact has been established and the Secretary of Mines is authorized to direct in the manner established for the payment of other obligations of the Commonwealth the return to the operator of the filing fee received and to cancel and return the bond filed by such operator

Section 11 The application for a permit shall be accompanied by a map showing the location of any public highway dwelling house or stream of water on or adjacent to the area of land affected. The operator shall backfill the operation made by the strip mining operation to a distance of seventy-five (75) feet from the center line of any such public highway and to a distance of two hundred (200) feet from any dwelling house public building school church commercial or institutional building. In any case where the legal right of way of the highway shall be less than one hundred twenty (120) feet in width the operator shall backfill for a distance of fifteen (15) feet beyond the boundary line of such right of way. The backfilling shall be done in such a manner as to insure lateral support of a public highway and to provide a slope having an angle not exceeding forty (40) degrees. The permit issued shall specify the time within which it shall be completed in order to protect the public safety and may require such backfilling to be done in part before the completion of the strip mining operation

The permit shall also specify the distance to which the bottom of the spoil banks made by the stripping mining operation may approach any stream of water having a well-defined channel. Such distances shall be fixed by the department at such number of feet as in the judgment of the department after consultation with the Water and Power Resources Board taking into consideration the character of the overburden is necessary to protect the channel of the stream

Nothing contained in this section shall be construed to prohibit the relocation of any public road in the manner provided by law or the change of the course or channel of any stream in the manner provided by law upon permit issued by the Water and Power Resources Board

Section 12 In any case where a strip mining operation after completion shall leave anthracite exposed the operator shall be required on written order of the department to cover the exposed surface of the anthracite to a depth of five (5) feet in order to prevent the spread of fire to the unmined anthracite

Section 13 In any case where a strip mining excavation after the same is abandoned is likely to result in an accumulation of water which in the opinion of the department may constitute a hazard to present or future deep mining or is likely to break out of the excavation and cause a flood the department shall order the operator before abandoning the operation to provide proper drainage for the excavation if the excavation can be drained reasonably by gravity flow

Nothing contained in this section shall be construed to require the drainage of a strip mining excavation where the accumulation of water therein will not in the opinion of the department constitute a hazard or where such water may furnish means of recreation or a supply of water for domestic or industrial uses

Section 14 In all cases in which the Secretary of Forests and Waters shall find as a fact that the planting of such areas is reasonable practicable and likely to succeed the peaks and ridges of such spoil banks shall be leveled and rounded off to such an extent as will permit the planting of trees grasses or shrubs. Within one (1) year after the strip mining operation on the premises is terminated the operator shall plant trees shrubs or grasses upon the surface of the spoil banks and the surface of backfills. Any operator however may at his option pay

to the Department of Forests and Waters the sum of sixty dollars (\$60.00) per acre for each acre of such surface of spoil banks and backfillings and thereby shall be released from any duty to plant as herein provided. The moneys so paid from time to time shall be placed in a special fund in the hands of the Treasury Department of the Commonwealth and shall be used by the Department of Forests and Waters to pay the cost of planting such trees grasses or shrubs and the supervision of such work and all other expenses necessary for or connected with such planting and are hereby appropriated to the Department of Forests and Waters for such purposes. Any moneys remaining unused after such planting may be used for planting any other lands affected by strip mining of anthracite coal. All planting required by this act to be done by the operator shall be done subject to the supervision and approval of the Secretary of Forests and Waters and upon such approval the secretary shall certify such performance to the Department of Mines. If upon inspection the Secretary of Forests and Waters does not approve the planting he shall notify the operator in writing setting forth the objections and after a hearing shall order the planting to be completed in accordance with his final decision.

Section 15 Within six (6) months after the backfilling and other acts required by this act have been completed the operator shall file with the Department of Mines a completion report on a form to be prescribed and furnished by the secretary identifying the operation and stating the area of land affected by open pit mining and such other information as may be required by the Secretary before releasing the bond of the operator.

Section 16 If and when the Secretary of Mines shall find that the operator has completed the backfilling and other acts as required by this act and shall receive the certificate of the Secretary of Forests and Waters that planting has been done or the payment has been made if and as required by Section 14 of this act he shall issue a release of the bond or of the cash and securities deposited. Upon the presentation of such release the State Treasurer shall immediately return to the operator the amount of cash or securities specified in its release.

Section 17 If the operator fails or refuses to comply with the requirements of the act as to any area for which liability has been provided in the bonds the Secretary of Mines shall declare such portion of the bond forfeited and shall certify the same to the Department of Justice which department shall proceed to sue out and collect the amount of liability forfeited thereon and where the operator has deposited cash or securities in lieu of bond the Secretary of Mines shall declare such portion of the deposit forfeited and shall direct the State Treasurer to pay said moneys into a special fund for the use of the Department or to proceed to sell said securities to the extent forfeited and pay the proceeds thereof into the said special fund. Such moneys or securities so forfeited and collected shall be used by the Secretary of Mines to pay the cost of backfilling and other acts required by this act and the cost of planting as required by Section 14 of this act and any balance not used for these purposes shall be returned to the operator.

Section 18 In the event that an operator or owner desires to conduct deep mining upon the premises affected by strip mining the said operator or owner may make this fact known to the Secretary with the request that the backfilling of pits and the planting as may be necessary to permit deep mining be deferred during the period of such deep mining. In such case the Secretary may defer the backfilling and planting. If such request is made by the owner he shall secure by bond the backfilling of such pit and the planting after the deep mining operation has been completed if the request is made by the operator the bond filed under Section six of this act shall stand as security for such backfilling and planting.

Section 19 The right of the operator or of any other person whose property may be adversely affected to a hearing before the making of any final order or adjudica-

tion by the Secretary of Mines or by the Secretary of Forests and Waters and to appeal therefrom shall exist in accordance with the procedure prescribed in the Administrative Agency Law of June 4 1945 P L 1388 and the Rules of Civil Procedure promulgated by the Supreme Court of this Commonwealth. Such rights to a hearing and to appeal shall also be enjoyed by the duly authorized officials of the political subdivision or subdivisions in which the authorized operation is located.

Section 20 The use of explosives for the purpose of blasting in connection with strip mining in the neighborhood of any public highway stream of water dwelling house public building school church commercial or institutional building or pipe line shall be done in accordance with regulations prescribed by and under the supervision of the Department of Mines.

Section 21 Any operator who proceeds to mine coal commonly known as "anthracite" by the strip mining method without having registered and having received a permit as herein provided shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding five thousand dollars (\$5000.00). The fine shall be payable to the Commonwealth.

Section 22 All acts or provisions thereof inconsistent herewith are hereby repealed provided however That the Act of Assembly approved the eighteenth day of June Anno Domini one thousand nine hundred forty-one (P L 133) entitled "An act relating to coal stripping operations providing for the health and safety of persons employed therein and for the inspection and regulation of such operations by the Department of Mines requiring certain information and reports and prescribing penalties" and the Act of Assembly approved on the twenty-fifth day of June Anno Domini one thousand nine hundred thirty-seven (P L 2275) entitled "An act to promote safety for the traveling public on State highways to extend the responsibility for subsidence of such highways by the failure of vertical and lateral support and declaring said subsidence a public nuisance to provide for inspection of mine maps by the Department of Highways and the furnishing to said department of copies of such mine maps in certain cases to authorize entry by the Department of Highways into mines in certain cases and to provide for notices to the Department of Highways of certain mining operations under or adjacent to highways and providing penalties" and all other acts and provisions thereof which regulate the mining of anthracite coal shall not be repealed or nullified by this act but shall remain in full force and effect. Nothing in this act shall be construed to abrogate or modify the power and jurisdiction of the Department of Mines to make rules and regulations and to administer the laws of the Commonwealth applicable to open pit mining.

Section 23 This act shall become effective immediately upon its final enactment provided however that any person partnership association or corporation which is engaged in strip mining on the effective date of the act shall be allowed the period until the first day of September one thousand nine hundred forty-seven (1947) to file an application secure a permit and deposit a filing fee and bond with the Department of Mines.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,
Becker,
Berger,
Blass,

Frazier,
Geltz,
Haluska,
Hare,

Lord,
Mahany,
Mallery,
Margie,

Tarr,
Taylor,
Tyler,
Wade,

Carr,
Chapman,
Crider,
Crowe,
Dent,
DiSilvestro,
Doehla,
Donlan,
Farrell,

Heyburn,
Holland,
Homsher,
Jaspan,
Kephart,
Klein,
Lane,
Leader,
Letzler,

Rahauser,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tailman,

Wagner,
Walker,
Watson,
Wilson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

SECOND READING CALENDAR

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of House Bill No. 1193, entitled:

An Act authorizing public utility corporations engaged in transmitting electricity or transporting steam water gas oil or gasoline by pipe to obtain rights of way across public property in Cities of the First Class upon the consent of such city

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 364 AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 364, entitled:

An Act to further amend subsection (a) of section two hundred ten of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," increasing the salary of the Commissioner of Fisheries

and has appointed Messrs. RILEY, PROPERT, and YESTER, as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO HOUSE BILL No. 1286

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to House Bill No. 1286, entitled:

An Act validating certain conveyances of real property made by a county home or by the directors of the poor.

and has appointed Messrs. COOPER, TURNER and

BANE, as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED BY THE SENATE TO SENATE BILL No. 760, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 760, entitled:

An Act to further amend section two hundred five, subsection (2) of section two hundred six and sections five hundred one, five hundred two, five hundred seven, eight hundred two and eight hundred seven, and to amend subsection (b) of section three, Article 11, sections three hundred one, four hundred one, six hundred three, six hundred four, six hundred six, six hundred seven, seven hundred one, seven hundred four, eight hundred four, eight hundred six and nine hundred four of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further regulating and improving the civil service of certain departments and agencies of the Commonwealth, and repealing an existing law

and has appointed Messrs. ROYER, PICKENS, and CHUDOFF, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED BY THE SENATE TO SENATE BILL No. 720, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 720, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties," by changing the effective date thereof

and has appointed Messrs. KRISE, TOMPKINS, and CHUDOFF, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED BY THE SENATE TO SENATE BILL No. 717, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 717, entitled:

An Act making an appropriation to the Department of Public Instruction for use at the State Teachers' Colleges for payment of the costs of repairs, alterations, replacements and improvements to existing plant facilities and equipment, for the purchase or replacement of equipment, furnishings, and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto

and has appointed Messrs. WOOD, McMILLIN and PETROSKY, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED BY THE SENATE TO SENATE BILL No. 580, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 580, entitled:

An Act to further amend section twenty-one of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred seventy-nine," by establishing an exemption for capital actually and exclusively employed in coal mining or coal mining and preparation plant business with regard to the capital stock tax and franchise tax on domestic and foreign corporations, joint-stock associations, limited partnerships and companies and postponing the effective date of said exemption.

and has appointed Messrs. TURNER, EWING, and COLE, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED BY THE SENATE TO SENATE BILL No. 498, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 498, entitled:

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two

and has appointed Messrs. WOOD, COSTA and YESTER, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED BY THE SENATE TO SENATE BILL No. 545, AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 545, entitled:

An Act to further amend the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127), entitled "An act relating to Adoption," further providing for the jurisdiction of adoption proceedings, the contents of petitions, necessary consents, hearings, and decrees, and validating certain adoptions.

and has appointed Messrs. McKINNEY, McCOSKER and READINGER, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

REPORT OF COMMITTEE OF CONFERENCE
HOUSE BILL No. 195

Mr. CARR. Mr. President, I submit the report of the Committee of Conference on House Bill No. 195, entitled:

An Act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry; prescribing penalties; and making an appropriation.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE
SENATE BILL No. 545

Mr. MAHANY. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 545, entitled:

An Act to further amend the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127), entitled "An act relating to Adoption," further providing for the jurisdiction of adoption proceedings, the contents of petitions, necessary consents, hearings, and decrees, and validating certain adoptions.

The PRESIDENT. The report will lie over for printing under the rules.

HOUSE BILL No. 364 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table House Bill No. 364, entitled:

An Act to further amend subsection (a) of section two hundred ten of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," increasing the salary of the Commissioner of Fisheries.

and move a Committee of Conference on the part of the Senate be appointed.

Mr. TAYLOR. Mr. President, I second the motion.
The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED
ON HOUSE BILL No. 364

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. SNOWDEN, CRIDER and RUTH, as a Committee of

Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 364.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1286 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table House Bill No. 1286, entitled:

An Act validating certain conveyances of real property made by a county home or by the directors of the poor and move a Committee of Conference on the part of the Senate be appointed.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON HOUSE BILL No. 1286

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. WATSON, MAHANY and WOODRING, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1286.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 1162 CALLED UP

Mr. TALLMAN. Mr. President, on page 19 of today's Calendar, I call up House Bill No. 1162, which went over in its order temporarily.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1162, as follows:

An Act to further amend subsection (b) and to amend the last paragraph of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" further providing for payment of filing fees in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) and the last paragraph of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for

violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and arts of acts relating to elections" subsection (b) of which was last amended by the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 480) the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 696) the act approved the twenty-fourth day of May one thousand nine hundred forty-five (P. L. 955) and the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1010) are hereby amended or further amended as the case may be to read as follows

Section 913 Place and Time of Filing Nomination Petitions Filing Fees * * * *

(b) Each person filing any nomination petition shall pay for each petition at the time of filing a filing fee to be determined as follows and no nomination petition shall be accepted or filed unless and until such filing fee is paid by a certified check or money order or also by cash when filed with the county board Whenever a petition is to be filed with the county board the person filing the same [may] shall pay the filing fee [with] in cash [and in such cases the payment shall be made] or by a certified check or money order to the county [treasurer who shall stamp the same "Filing Fee Paid" together with the date of filing all petitions so marked shall be received and filed by the county] board [and the money so paid shall become part of the General Fund Said certified] All moneys paid on account of filing fees shall be transmitted by the County Board to the County Treasurer and shall become part of the General Fund Certified checks or money orders in payment of filing fees shall be made payable to the Commonwealth of Pennsylvania or to the county as the case may be and shall be transmitted to the State Treasurer or to the county treasurer and shall become part of the General Fund

1 If for the office of President of the United States or for any public office to be filled by the electors of the State at large the sum of fifty dollars (\$50.00)

2 If for the office of Representative in Congress or judge of a court of record excepting judges to be voted for by the electors of the State at large and associate judge the sum of thirty-five dollars (\$35.00)

3 If for the offices of senator or representative in the General Assembly or for any office to be filled by the electors of an entire county other than jury commissioner associate judge or prison inspector or county auditor in counties of the eighth class the sum of twenty-five dollars (\$25.00) if for the office of jury commissioner as associate judge the sum of ten dollars (10.00) if for the office of county auditor in counties of the eighth class the sum of five dollars (\$5.00) if for the office of prison inspector the sum of two dollars (\$2.00) if for any office to be filed by the electors of an entire city the following sums if in a city of the first or second class twenty-five dollars (\$25.00- if in a city of the second class A fifteen dollars (\$15.00) and if in a city of the third class ten dollars (\$10.00)

4 If for any borough town township of the first class district or poor district office not otherwise provided for the sum of two dollars (\$2.00)

6 If for the office of delegate or alternate delegate to National party convention or member of National committee or member of State committee the sum of ten dollars (\$10.00)

8 If for the office of alderman justice of the peace or constable the sum of two dollars (\$2.00)

9 If for the office of township auditor or road supervisor the sum of one dollar (\$1.00)

Provided however That no filing fee shall be paid for a nomination petition for any public office for which no compensation is provided by law nor for any nomination petition for any public officer in any township of the second class

* * * * *

Petitions to be filed in the office of the Secretary of the

Commonwealth shall be received in said office not later than 5 o'clock p m on the last day for filing same and all petitions to be filed with any county board of elections shall be received in said office not later than the ordinary closing hour of said office on the last day for filing same

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tan
Becker.	Geltz.	Mahany.	Taylor
Berger.	Haluska	Mallery.	Tyler.
Blass.	Hare	Margie.	Wade.
Carr.	Heyburn	Rahauser.	Wagner.
Chapman	Holland	Rosenfeld.	Waiker.
Crider.	Homsher	Ruth.	Watson.
Crowe.	Jaspan	Scarlett.	Wilson.
Dent.	Kephart.	Snowden.	Wolfe.
DiSilvestro	Klein.	Stevenson	Wood. L R
Doehla.	Lane.	Stiefel.	Wood. T N
Donlan.	Leader.	Tallman	Woodring.
Farrell	Letzler		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

HOUSE BILL No. 1041 CALLED UP

Mr. TALLMAN. Mr. President, on page 17 of today's Calendar, I call up House Bill No. 1041, which was passed over in its order temporarily.

BILL ON THIRD READING AMENDED

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1041, entitled:

An Act to provide for the minimum salaries qualifications classification leaves of absence and regulations of the administrative officers heads of special service departments and faculties of state teachers colleges

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill on third reading?

Mr. CARR. Mr. President, I ask unanimous consent to offer amendments at this time.

The PRESIDENT. Is there objection? The Chair hears none.

The Clerk read the amendments as follows:

Amend Title, page 1, lines 1, 2 and 3 of title, by striking out the words "qualifications, classification leaves" in line 1, all of line 2, and the words "of special service department and" in line 3, and inserting in lieu thereof: "and classification of the"; amend Sec. 1, page 1, line 2, by striking out the words "or supervisory staff"; amend Sec. 1, page 2, line 2, by striking out the words "and incre-

ments"; amend Bill, page 2, lines 3 to 20, inclusive, by striking out all of said lines; amend Bill, page 3, lines 1 to 20, inclusive, by striking out all of said lines; amend Bill, page 4, lines 1 to 20, inclusive, by striking out all of said lines; amend Bill, page 5, lines 1 to 20, inclusive, by striking out all of said lines; amend Bill, page 6, lines 1 to 20, inclusive, by striking out all of said lines; amend Bill, page 7, lines 1 to 20, inclusive, by striking out all of said lines; amend Bill, page 8, lines 1 to 20, inclusive, by striking out all of said lines and inserting in lieu thereof:

The classes herein referred to shall mean those established under the classification made by the State Executive Board effective for the year beginning the first day of June, one thousand nine hundred twenty-eight for teachers of all State Teachers' Colleges, as changed or modified and in effect at the time of the effective date of this act. Those teachers in the following classes as above defined shall receive for a thirty-six weeks term the following minimum salaries:

Class I

1 Year in Class	2 Years in Class	3 Years in Class	4 Years in Class
\$4,382	\$4,382	\$4,382	\$4,435
5 Years in Class	6 Years in Class	7 Years in Class	
\$4,573	\$4,712	\$4,857	

Class II

1 Year in Class	2 Years in Class	3 Years in Class	4 Years in Class
\$4,043	\$4,213	\$4,382	\$4,382
5 Years in Class	6 Years in Class		
\$4,382	\$4,382		

Class III

1 Year in Class	2 Years in Class	3 Years in Class	4 Years in Class
\$3,161	\$3,326	\$3,511	\$3,676
5 Years in Class			
\$3,861			

On the question,

Will the Senate agree to the amendments?

They were agreed to.

On the question,

Will the Senate agree to the bill on third reading, as amended?

It was agreed to.

Ordered, That the bill as amended, lie over for printing on final passage.

ADJOURNMENT

Mr. TALLMAN. Mr. President, I move that the Senate do now adjourn until Monday, June 16, 1947, at 1:00 o'clock, p. m., Eastern Standard Time.

Mr. BECKER. Mr. President, I second the motion. The motion was agreed to.

The Senate adjourned at 6:36 o'clock, p. m., Eastern Standard Time until Monday, June 16, 1947, at 1:00 o'clock, p. m., Eastern Standard Time.

HOUSE OF REPRESENTATIVES

SATURDAY, June 14, 1947

The House met at 10:00 a. m., Eastern Standard Time.
The SPEAKER (Franklin H. Lichtenwalter) in the Chair.

PRAYER

The Chaplain, Rev. Lester C. Updegrave offered the following prayer:

Our Father, we come this Flag Day in the spirit of solemn dedication as in the name of the Lord our God we set up the starry banner of our nation's life. As it floats in the free breeze of heaven it speaks to us, liberty and freedom and to oppressed millions throughout the world, faith and hope. May no attitude, word, nor deed of ours stain its white or shame its red, betray its blue or dim its stars. Grant that it may always be to all men the emblem of freedom, equality, brotherhood, and justice; that it may bring hope to the downtrodden and emancipation to the shackled. We pray in our Lord's name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Friday, June 13, 1947.

The Clerk proceeded to read the Journal of Friday, June 13, 1947, when, on motion of Mr. FEOLA unanimously agreed to, the further reading was dispensed with and the Journal approval.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 73.

An Act to further amend section two hundred twenty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments board and commissions shall be determined" by further regulating the vacation leave and sick leave to which State employees are entitled with pay.

HOUSE BILL No. 245.

An Act creating for a limited time public bodies corporate and politic to be known as Veterans' Housing Authorities to make available for veterans of World War II temporary emergency housing accommodations empowering them to acquire by purchase gift or eminent domain certain dwelling and other structures providing for their

organization and the exercise of their powers and duties including the borrowing of money issuing bonds and other obligations the leasing and selling of property acquired and conferring certain powers and duties on the governing bodies of cities and counties and the State Board of Housing.

HOUSE BILL No. 246.

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the commission's share of the cost of paving a certain street on which abuts certain historical sites owned by the Commonwealth

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

DON MCNEILL WELCOMED

The SPEAKER. The gentleman from Dauphin, Mr. Tittle, and the gentleman from Allegheny, Mr. Kirley, will please present themselves at the well of the House.

The Chair is very pleased and happy to have a distinguished visitor present at this morning's session, and requests the gentleman from Dauphin, Mr. Tittle, and the gentleman from Allegheny, Mr. Kirley, to escort him to the rostrum, Mr. Don McNeill.

The Chair is very pleased and happy to present a voice that I am sure all of you have heard, especially those of you who are not accustomed to remaining up too late at night and arising too late in the morning, in his program which is given every morning, called "The Breakfast Club." Members of the House, Don McNeill. We are very pleased to have him here.

Mr. DON MCNEILL. I thank you very much, Mr. Speaker. I really appreciate this opportunity here to say to this grand group in session a few words, and I want to thank the two gentlemen who escorted me up here, although I assure you that I could have made it under my own power.

Over there on my left are the three McNeills, my three income tax exemptions, whom I carry with me. As you gentleman all know, they are the ones who really run my Breakfast Club program.

I appreciate the fact that some of you may have heard the program, as well as some of the folks back home whom you represent here, and I would like to say this, that in all the polls that have ever been taken of our programs, in all the returns of those polls, it has always amazed me that the State of Pennsylvania has always led. We have always gotten more votes in Pennsylvania than any other state, including New York and any of the other states. So I feel very much at home in Pennsylvania.

Mr. Speaker, if brevity is the soul of wit, that is what this speech is, because I am through. Thank you very much.

BILL ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 506, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" providing for fixing the number and com-

pensation of all appointed officers deputies assistants clerks and other persons whose compensation is paid out of the county treasury whether employed by the county the courts or by any judge thereof creating a salary board in each county defining its powers and duties providing for appeals and repealing inconsistent acts

The first section was read.

On the question,

Will the House agree to the section?

Mr. TURNER. Mr. Speaker, I understood that amendments were to be offered to Senate Bill No. 506, which would take out the second and third class counties. I do not want to preclude anybody from offering those amendments, but in view of the situation, I would like to offer an amendment which will merely take out second class counties and leave the third class counties in the bill.

Mr. Speaker, I offer amendments to Senate Bill No. 506.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second and third sections were separately read and agreed to.

The fourth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 4, page 4, lines 11 to 20, by striking out all of said lines.

Amend sec. 4 (Sec. 155), page 5, lines 1 and 2, by striking out both of said lines.

On the question,

Will the House agree to the amendments?

Mr. TURNER. Mr. Speaker, this bill was reported from Committee last night, and an amendment is being offered here on second reading by the gentleman from Westmoreland, Mr. Madden, which would take second and third class counties out of the provisions of the bill. I understand that it is agreeable to the Members from the second class counties to take them out of the bill, but insofar as I am concerned, it is not agreeable to take third class counties out of the bill. If you take third class counties out of the bill, that means that all of the employes who now have their salaries fixed by statute, their salaries would be wiped out by this bill, they would be fixed by the salary board as provided under Senate Bill No. 506, and they would not be able to have their salaries altered as was anticipated they would be under 506. Therefore, as it would stand, all of the counties fourth, fifth and sixth and so on down, would be able to take advantage of the provisions of this bill and place all of the employes under the salary board.

I believe this bill is fundamentally right. I believe the salary board should fix the salaries of employes, although I thought it was wrong to have them fixed in the Legislature as far as we have been, but each county can decide that for itself. The men who are charged with the responsibility of raising the taxes should also have the responsibility of fixing the salaries under the conditions that might exist in each county. The difficulty in this thing as it has arisen is caused by the fact that it provides that the salaries of the employes of the courts would be fixed by the salary board. To this the judges of the state have

objected, and the judges in my own county have objected. I have told them very plainly that I think the principle involved in this bill is fundamentally sound government, that while I realize that they are responsible for their employes in their courts, that they want employes who are loyal to them, that they want to be certain of the integrity of those employes and have a proper control over them, nevertheless I think that still can be worked out under the salary board in each county, but that there should be no difference between the employes of the courts and the other employes in the county court house.

I am in favor of 506, but I cannot let it pass with an amendment to take my county out, and take the employes of my county and place them in an unfavorable position as compared with other employes of the state. Therefore, I ask the Members to vote this amendment down.

I have amendments and ask that they be read so that this issue might be raised in an orderly way. I have an amendment which will take out second class counties, and if the amendments presented by the gentleman from Westmoreland are defeated in this House, the amendment which I have offered will then be considered to take out second class counties, and if that is agreeable to the delegation from Allegheny, as I understand it is, there will be no question that the second class counties would be taken out.

Therefore, Mr. Speaker, in closing may I say that voting to defeat the amendment offered to take out second and third class counties would not be defeating the ultimate purpose of exempting second class counties from the provisions of 506.

Mr. FLEMING. Mr. Speaker, it is with a great deal of reluctance that I make this request. Would it be possible to give us just five minutes to confer on this? We were caught completely unaware. We realize that any legislation which brings back government to its source, back to its base, is fundamentally good government and is home rule, but due to the confusion that exists in the set-up in our country, I am wondering at this moment whether or not we should do this when I am not quite sure of all that it takes in, and I would request the indulgence of the House to give us five or ten minutes to look it over.

The SPEAKER. If there is no objection the Chair will defer action on the amendments to Senate Bill 506 for ten minutes. Will the gentlemen please retire to the conference room rather than discuss it on the floor?

Mr. FLEMING. I thank the Speaker for his indulgence, but we have completed our conference.

Mr. BROWN. Mr. Speaker, I wonder if the gentleman from Westmoreland, Mr. Madden, has an extra copy of his amendments that I could use for a moment.

Mr. COOK. Mr. Speaker, these bills have been kicked around in Committee for the last three weeks. In our argument in Committee before we reported this bill out, it was agreed to amend it to take out second and third class counties. Last evening as these bills came out of Committee, in order to save a legislative day, it was agreed by the committee to amend them on the floor of the House. Of course I understand and I realize that the Committee is the one that is responsible for the members of the committee on the floor of the House, but I believe that the result of the Committee's action and the result

of the Committee's recommendation should be recognized on the floor of the House. We could have amended those bills in Committee and been here another day. I think the proper thing to do is to take the recommendations of the Committee. They will have to be concurred in by the Senate. We don't expect them to look at things as we do. We have another day, Monday and maybe we can get all these things ironed out between now and then. But I think in fairness to the fellows who have been objecting for the last three weeks to Senate Bills 506 and 507, that these bills should be amended according to agreement.

Mr. SORG. I yield to the gentleman from Delaware, Mr. Turner.

Mr. TURNER. Mr. Speaker, I think that one of the fundamental tenets which I find in practice in my experience in the hall of this House has been the courtesy and deference to the obligations of others and to the position in which you are often placed in legislation. I don't know anything that is harder for me at the moment than to ask for the defeat of the amendments, because the gentleman from Westmoreland, Dr. Madden, feels that I did not disclose to him my objection, and that he assumed from the conversation he had with me last night, —he may not only have assumed but he may have understood that I had no opposition to the elimination of second and third class counties. My recollection is not as clear as that and varies to some degree. But it seems to me that this is one time, as deeply as I regret it, as much as I would like, if there were any doubt at all, any scintilla of doubt on the part of the gentleman from Westmoreland as to my good faith in this matter, I would much rather withdraw my amendment and ask that these amendments be adopted, but I am not dealing here in a personal matter. As I said to you, Mr. Speaker, a little while ago it is not a question of whether I am trying to be a good fellow or trying to go along and help out. This is a matter that vitally affects the employees of my county.

I am frank to say that it was not until after this bill came out last night that I realized what was going to happen to the employees in my county if 506 was the only opportunity to adjust those salaries in this session of the Legislature, therefore, if the third class counties were left out I was left in the hole. I heard at one time during the evening that second, third and fourth class counties were going to be taken out, but it seems that the intention of the Committee was to take out second and third class counties. Therefore again I want to say to the gentleman from Westmoreland that if there is any thought in his mind that I am breaking faith with him, I apologize because I valued the friendship of the gentleman from Westmoreland over a good many years, and I trust in the same spirit he will understand and realize the unfortunate position that I am placed in, as a Member of this Legislature from a third class county, whose employees will suffer if this amendment prevails.

Mr. MADDEN. Mr. Speaker, in answer to the gentleman from Delaware, Mr. Turner, I am sorry if he feels that I said something this morning that indicated that I did not have much faith in his statement last night, but it did seem to me last night when I talked this situation over with the gentleman from Delaware that he had no real interest in the measure insofar as his county was concerned.

We talked with the other third class county Members, with the exception of Mr. Turner's colleagues, and we found that they were all in sympathy with the amendment to exclude third class counties from this bill. That is the basis upon which we went to the Committee meeting last night and this morning. We thought we were going out there with an agreement on the part of the leadership of the House and on the part of the Members from third class counties and it was perfectly all right that we should do this. The amendments were brought in, we were instructed to bring them in, and as Mr. Cook told you a while ago, we could have inserted these amendments in Committee last night and held up this bill for another legislative day, relying on the statements made then, with the understanding that the amendments would be adopted today. I have committed myself to several Members from third class counties that these bills would not be reported out unless and until the third class counties' were excluded, and I feel like my colleague, the Chairman of the Committee, a while ago in his explanation to you, when he said that we feel that when the agreement has been made, there is more or less a duty of the House to support those members who entered into such an agreement. I ask the membership of the House to support the amendment on the third class counties.

Mr. BLOOM. Mr. Speaker, as a member of the Committee of Conference, without attempting to divulge the confidential relationship that exists among the members of the Committee I must say in answer to what has been said by the gentleman from Westmoreland, that there were objections made, very serious objections by members of the Committee that belong to counties of the third class, who expressed the same thought as expressed by the gentleman from Delaware, Mr. Turner. We were forced and we did state at that time that we would not go along, and that an amendment of the nature expressed by Mr. Turner would be presented today. So I am advising the House that by no means was there any unanimity of opinion among the members of the Committee. We as representatives of the third class counties recognize our responsibility to the county employees who are third class county employees, particularly the employees of the county of Delaware, they would be very seriously affected by the amendments of the gentleman from Westmoreland, and because of that fact we oppose these amendments and ask the House to act accordingly.

Mr. BRUNNER. Mr. Speaker, I too do not wish to divulge what occurred in Committee, particularly since I am not a member of the Committee on Counties. Suffice to say that I was called before the Committee as one of the Members of the House from Montgomery County, a third class county. I will not say what transpired other than a statement which I made which I repeat before the Members of this House, and certainly I would wish anyone who heard differently to contradict it, that was as a Member of this House from Montgomery County, a third class county, I intended to vote against these amendments on the floor of this House.

Mr. SORG. Mr. Speaker, I feel that I should make a statement at this time as to my feelings on the matter. I realize full well that this bill was in full control of the Committee on Counties, that they had a perfect right to

insert the amendments in the Committee, that the Committee itself saw fit to insert, in which event the bill would have come to us one legislative day later than we find ourselves in at the present time. If the Committee did not insert the amendments so that a legislative day could be saved, with the understanding that amendments would be inserted on second reading of the bill, I feel we should abide by the decision of the Committee.

I also realize full well that had the amendments been inserted they would also have been the subject of consideration on the part of the House generally. I do feel that because of the parliamentary situation that the Committee was confronted with that we should abide by the wishes of the Committee who had original control of the bill and let matters take their course from this point on, for the consideration of the House and pass the bill as the Committee itself desires.

Mr. SPROUL. Mr. Speaker, as a representative too, with my colleagues from the third class counties I do not wish to divulge anything as to the proceedings in the Committee. I further desire to add that while there may have been agreements between Dr. Madden and other members of third class counties, there was no agreement as far as I or my colleague are concerned regarding third class counties. Inasmuch as the War Powers Act automatically reduces at the expiration of 1947 the salaries in certain parts of third class counties, it would mean that those particular employees would suffer a reduction and have no recourse, were second and third class counties excluded from the bill. I shall therefore take my own right and vote against these amendments because there was no agreement between us as to their final introduction.

Mr. READINGER. Mr. Speaker, I desire to interrogate the gentleman from Delaware, Mr. Sproul.

The SPEAKER. Will the gentleman from Delaware permit himself to be interrogated?

Mr. SPROUL. I shall, Mr. Speaker.

Mr. READINGER. Mr. Speaker, will the gentleman inform me whether if Senate Bill 506 passes the salary board could reduce the salary of county employees to a point lower than that which they have been receiving before the wartime measure made it possible for them to receive a higher salary.

Mr. SPROUL. I presume Mr. Speaker, that it could. Would you agree to that presumption.

Mr. READINGER. Mr. Speaker, I do not know. That is why I am asking for information.

Mr. SPROUL. All right, Mr. Speaker, I will interrogate the gentleman later.

Mr. FLEMING. Mr. Speaker, I rise to urge the adoption of this amendment offered by the gentleman from Westmoreland, Dr. Madden. I certainly feel besides the arguments that have been advanced by myself previously on this bill, that we are confronted now with a measure which will completely change our entire setup in the second class counties of the State. I am also mindful of the fact that had not an agreement been reached by the Committee on Counties,—I am not a member of that Committee, but it is my understanding that the only way the bills were brought out was with an understanding that they were to be amended in this fashion on the floor, and as the Majority Floor Leader has stated, had they

been amended in Committee, as was the Committee's wish that second and third class counties be excluded, then the possibility of the passage of the bill would have been precluded, because I think we are all practically certain that the most we could hope for was one more legislative day. Had they come out amended by the Committee they would have been placed on the first reading calendar and on the second reading calendar on Monday, and their final passage would have been impossible. Certainly the wishes of the Committee on Counties in whose hands this legislation reposed, should be absolutely complied with in this instance.

Mr. LAYER. Mr. Speaker, as my colleague from Delaware, Mr. Turner, has stated, if these amendments, excluding second and third class counties, are defeated, he has amendments that he will immediately offer that will put the second class counties just where the gentleman from Allegheny, Mr. Fleming, wants them. So I rise and ask that this amendment excluding second and third class counties be defeated.

Mr. BRUNNER. Mr. Speaker, I have heard the presentation of this argument here this morning and the argument that we are trying to save a legislative day. We from Montgomery county are against this bill as these amendments are prepared. However, despite the fact that the Committee on Counties has had both these bills for its consideration since May 1st of this year, we from Montgomery county will go along with these amendments.

Mr. STONIER. Mr. Speaker, as a Member from one of the counties involved here, I might say that an agreement was made in the Committee on Counties that it was to exclude third class counties. I request all of the Members of the House to vote for Dr. Madden's amendments.

Mr. BROWN. Mr. Speaker, may I say for the record and for the information of the Members on this side of the House that we are in complete accord with the statements of the gentleman from Allegheny, Mr. Fleming.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

The section as amended was agreed to.

Mr. TURNER. Mr. Speaker, I withdraw the amendments which I presented.

The SPEAKER. The gentleman from Delaware, Mr. Turner, withdraws the amendments that he has presented. The Chair thanks the gentleman.

The fifth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 5, page 5, line 3, by striking out the figure "5" and inserting in lieu thereof "4."

Amend sec. 5 (Sec. 166), page 5, lines 8 and 9, by striking out the bracket before the word "county" in line 8; and after the word "commissioners" in line 9, and inserting immediately thereafter "in counties of the second and third class shall fix and in all other counties as the."

They were agreed to.

The section was agreed to as amended.

The sixth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 6, page 5, line 10, by striking out the figure "6" and inserting in lieu thereof "5."

Amend sec. 6, page 5, line 11, by striking out the words "one hundred eighty-seven point one."

Amend sec. 6 (Sec. 171), page 6, line 9, by striking out the bracket before the word "In."

Amend sec. 6 (Sec. 171), page 6, line 12, by inserting a bracket before the word "and" and after the word "classes" and inserting immediately thereafter "class."

Amend sec. 6 (Sec. 171), page 6, line 20, by striking out the bracket after the word "year."

Amend sec. 6 (Sec. 171), page 7, line 17, by inserting after the word "county" the following: "except counties of the second and third class."

Amend sec. 6 (Sec. 187.1), page 8, lines 12 to 20, by striking out all of said lines.

Amend sec. 6 (Sec. 187.1), page 9, lines 1 to 11, by striking out all of said lines.

They were agreed to.

The section was agreed to as amended.

The seventh section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendment:

Amend sec. 7, page 10, line 6, by striking out the figure "7" and inserting in lieu thereof "6."

It was agreed to.

The section was agreed to as amended.

The eighth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendment:

Amend sec. 8, page 10, line 14, by striking out the figure "8" and inserting in lieu thereof "7."

It was agreed to.

The section was agreed to as amended.

The ninth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 9, page 11, lines 11 to 19, by striking out all of said lines.

Amend sec. 9 (Sec. 227), page 12, lines 1 to 10, by striking out all of said lines.

They were agreed to.

The section was agreed to as amended.

The tenth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 10, page 12, lines 11 to 19, by striking out all of said lines.

Amend sec. 10 (Sec. 231), page 13, lines 1 to 19, by striking out all of said lines.

Amend sec. 10 (Sec. 231), page 14, lines 1 to 8, by striking out all of said lines.

They were agreed to.

The section was agreed to as amended.

The eleventh section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendment:

Amend sec. 11, page 14, line 9, by striking out the figure "11" and inserting in lieu thereof "8."

It was agreed to.

The section was agreed to as amended.

The twelfth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 12, page 16, line 1, by striking out the figure "12" and inserting in lieu thereof "9."

Amend sec. 12 (Sec. 256), page 16, line 6, by inserting a bracket before the word "second" and after the word "third."

Amend sec. 12 (Sec. 256), page 16, line 11, by striking out the bracket before the word "In."

Amend sec. 12 (Sec. 256), page 16, line 20, by striking out the bracket after the word "annum."

Amend sec. 12 (Sec. 256), page 17, line 1, by striking out the bracket before the word "each."

Amend sec. 12 (Sec. 256), page 17, line 16, by inserting a bracket before the word "In."

They were agreed to.

The section was agreed to as amended.

The thirteenth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendment.

Amend sec. 13, page 19, line 11, by striking out the figure "13" and inserting in lieu thereof "10".

It was agreed to.

The section was agreed to as amended.

The fourteenth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendment.

Amend sec. 14, page 20, line 12, by striking out the figure "14" and inserting in lieu thereof "11".

It was agreed to.

The section was agreed to as amended.

The fifteenth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendment:

Amend sec. 15, page 21, line 3, by striking out the figure "15" and inserting in lieu thereof "12".

It was agreed to.

The section was agreed to as amended.

The sixteenth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 16, page 22, lines 9 to 20, by striking out all of said lines.

Amend sec. 16 (Sec. 276), page 23, lines 1 to 19, by striking out all of said lines.

Amend sec. 16 (Sec. 276), page 24, lines 1 to 11, by striking out all of said lines.

They were agreed to.

The section was agreed to as amended.

The seventeenth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 17, page 24, line 12, by striking out the figure "17" and inserting in lieu thereof "13".

Amend sec. 17 (Sec. 277), page 24, line 17, by striking out the brackets before and after the word "class".

Amend sec. 17 (Sec. 277), page 24, line 17, by striking out the words "and fourth classes".

Amend sec. 17 (Sec. 277), page 24, line 18, by striking out the bracket before the word "five".

Amend sec. 17 (Sec. 277), page 24, line 19, by striking out the following: "I as many assistant county detectives as may be fixed by the".

Amend sec. 17 (Sec. 277), page 25, lines 1 and 2 by striking out both of said lines."

Amend sec. 17 (Sec. 277), page 25, line 3, by striking out the bracket before the word "The".

Amend sec. 17 (Sec. 277), page 25, lines 8 and 9 by inserting a bracket before the word "at" in line 8, and after the figure "\$3000" in line 9.

Amend sec. 17 (Sec. 277), page 25, line 10, by inserting a bracket before the word "at" and after the figure "\$2500".

Amend sec. 17 (Sec. 277), page 25, lines 11 and 12, by inserting a bracket before the word "at" in line 11, and after the word "each" in line 12, and inserting immediately thereafter: "Each such detective shall receive an annual salary to be fixed by the salary board".

Amend sec. 17 (Sec. 277), page 25, line 18, by striking out the bracket after the word "class".

They were agreed to.

The section was agreed to as amended.

The eighteenth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendment:

Amend sec. 18, page 26, line 11, by striking out the figure "18" and inserting in lieu thereof "14".

It was agreed to.

The section was agreed to as amended.

The nineteenth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendment:

Amend sec. 19, page 27, line 15, by striking out the figure "19" and inserting in lieu thereof: "15".

It was agreed to.

The section was agreed to as amended.

The twentieth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendment:

Amend sec. 20, page 28, line 7, by striking out the figure "20" and inserting in lieu thereof: "16".

The twenty-first section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 21, page 29, line 14, by striking out the figure "21" and inserting in lieu thereof: "17".

Amend sec. 21 (Sec. 281), page 29, line 17, by inserting a bracket before the word "of" where it appears the first time in said line, and after the word "county" and inserting immediately thereafter: "in counties of the second and third class".

Amend sec. 21 (Sec. 281), page 29, line 18, by striking out the words "salary board whenever the".

Amend sec. 21 (Sec. 281), page 29, lines 18 and 19, by striking out the bracket before the word "whenever" in line 18, and after the word "court" in line 19.

Amend sec. 21 (Sec. 281), page 29, line 19, by inserting after the word "necessary" the following: "and in all other counties, with the approval of the salary board whenever the court of quarter sessions and the district attorney may deem it necessary".

Amend sec. 21 (Sec. 281), page 30, lines 4 and 5 by inserting a bracket after the word "or" in line 4, and before the word "as" in line 5.

It was agreed to.

The section was agreed to as amended.

The twenty-second section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 22, page 30, line 10, by striking out the figure "22" and inserting in lieu thereof: "18".

Amend sec. 22 (Sec. 295), page 31, line 11, by striking out the brackets before the word "court" and after the word "pleas" and the words "salary board".

They were agreed to.

The section was agreed to as amended.

The twenty-third section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 23, page 31, line 12, by striking out the figure "23" and inserting in lieu thereof: "19".

Amend sec. 23 (Sec. 301), page 31, line 20, by inserting after the word "treasury" the following: "in counties of the second and third class".

Amend sec. 23 (Sec. 301), page 32, line 1, by striking out the brackets before the word "as" and after the word "be".

Amend sec. 23 (Sec. 301), page 32, line 2, by striking out the brackets before and after the word "law" and the words "this act".

Amend sec. 23 (Sec. 301), page 32, line 2, by inserting after the word "purpose" the following:

In all other counties the salaries and compensation of all appointed officers, clerks, stenographers and employes who are paid from the county treasury shall be fixed by the salary board created by this act.

Amend sec. 23 (Sec. 303), page 32, line 9, by inserting after the word "county" where it appears the first time in said line, the following: "except counties of the second and third class".

Amend sec. 23 (Sec. 303), page 32, by inserting between lines 15 and 16, the following:

In counties of the second and third class the solory boards as provided by law shall continue to exercise the powers and duties conferred upon it and the salaries and compensation of all officers and employes shall be as prescribed by law or as fixed by such salary board as the case may be.

Amend sec. 23, page 35, by inserting after line 3, the following:

Section 307. Appeals. If after any decision is made, any officer or executive head or any judge of any court is of the opinion that the number of his deputies, assistants, clerks or other employes is too few or the compensation provided for any of them is too low, he may appeal from the action of the board to the court of common pleas of the county which shall hear and determine such appeal as promptly as possible. The decision of the court shall be final.

They were agreed to.

The section was agreed to as amended.

The twenty-fourth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 24, page 35, line 11, by striking out the figure "24" and inserting in lieu thereof "20".

Amend sec. 24, page 35, line 12, by inserting after the word "indicated" the following: "in so far as they re-

late to counties of the fourth, fifth, sixth, seventh and eighth class".

Amend sec. 24, page 38, lines 5 to 10, by striking out all of said lines.

Amend sec. 24, page 39, lines 2 to 20, by striking out all of said lines.

Amend sec. 24, page 40, lines 8 to 20, by striking out all of said lines.

Amend sec. 24, page 41, lines 1 to 20, by striking out all of said lines.

Amend sec. 24, page 42, lines 1 to 4, by striking out all of said lines.

Amend sec. 24, page 42, lines 9 to 13, by striking out all of said lines.

Amend sec. 24, page 43, lines 12 to 20, by striking out all of said lines.

Amend sec. 24, page 24, lines 5 to 20, by striking out all of said lines.

Amend sec. 24, page 45, lines 1 to 19, by striking out all of said lines.

Amend sec. 24, page 46, lines 1 to 16, by striking out all of said lines.

They were agreed to.

The section was agreed to as amended.

The twenty-fifth section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendment:

Amend sec. 25, page 48, line 6, by striking out the figure "25" and inserting in lieu thereof: "21".

It was agreed to.

The section was agreed to as amended.

The title was read.

On the question,

Will the House agree to the title?

Mr. MADDEN offered the following amendments:

Amend title, page 2, line 2 from top of page, by inserting after the word "county" the following: "except counties of the second and third class".

Amend title, page 2, line 2 from top of page, by inserting after the word "duties" the following: "providing for appeals".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

RESOLUTION

RETURNING HOUSE BILL No. 445 TO GOVERNOR WITHOUT AMENDMENT

Mr. PROPERT offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 15, 1947.

Resolved, (if the Senate concurs), That House Bill No. 445, Printer's No. 447, entitled "An act to further amend section one thousand four hundred twelve of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith,' requiring the Commonwealth to pay the tuition of certain non-resident inmates of institutions attending public

schools," be returned to the Governor without amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON SECOND READING

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 507, entitled:

An Act abolishing all existing county salary boards and providing for the transfer of their books records and property

The first section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendment:

Amend sec. 1, page 1, line 1, by inserting after the word "county" the following: "of the fourth, fifth, sixth, seventh and eighth class".

It was agreed to.

The section was agreed to as amended.

The second section was read.

On the question,

Will the House agree to the section?

Mr. MADDEN offered the following amendments:

Amend sec. 2, page 2, line 4, by inserting after the word "indicated" the following: "in so far as they apply to counties of the fourth, fifth, sixth, seventh and eighth class".

Amend sec. 2, page 3, lines 12 to 19, by striking out all of said lines.

Amend sec. 2, page 4, line 1, by striking out the figure "(4)" and inserting in lieu thereof "(3)".

Amend sec. 2, page 4, line 10, by striking out the figure "(5)" and inserting in lieu thereof "(4)".

Amend sec. 2, page 4, line 15, by striking out the figure "(6)" and inserting in lieu thereof "(5)".

Amend sec. 2, page 4, line 20, by striking out the figure "(7)" and inserting in lieu thereof "(6)".

Amend sec. 2, page 5, lines 9 to 19, by striking out all of said lines.

Amend sec. 2, page 6, lines 1 to 8, by striking out all of said lines.

They were agreed to.

The section was agreed to as amended.

The third section was read and agreed to.

The title was read.

On the question,

Will the House agree to the title?

Mr. MADDEN offered the following amendment:

Amend title, page 1, line 1 of title, by inserting after the word "boards" the following: "in counties of the fourth, fifth, sixth, seventh and eighth class".

It was agreed to.

The title was agreed to as amended.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 800, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven

(P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by changing the provisions for the classification of school districts

The first section was read.

On the question,

Will the House agree to the section?

BILL DROPPED FROM CALENDAR

Mr. CHARLES C. SMITH. Mr. Speaker, I move that this bill be dropped from the calendar.

The motion was agreed to.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 814, entitled:

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations

The first section was read.

On the question,

Will the House agree to the section?

Mr. VAUGHAN offered the following amendments:

Amend Section 1, page 3, line 7, by striking out after the word "NATIONALLY" and before the word "BY" the following: [chartered] and inserting in lieu thereof the following: "organized and also recognized".

Amend Section 1, page 3, line 8, by striking out after the word "STATES" and before the word "or" the following: [congress] and inserting in lieu thereof the following: "Government".

Amend Section 1, page 3, line 8, by striking out after the word "any" and before the word "thereof" the following: [subsidiary] and inserting in lieu thereof the following: "agency".

Amend Section 1, page 3, by striking out line 9 and inserting in lieu thereof the following: "or any incorporated home association of such branch post camp or chapter".

On the question,

Will the House agree to the amendments?

Mr. TURNER. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Vaughan, the sponsor of this amendment.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. VAUGHAN. I shall, Mr. Speaker.

Mr. TURNER. Mr. Speaker, will the gentleman state the purpose of this amendment?

Mr. VAUGHAN. Mr. Speaker, this amendment just clarifies what the veterans' organizations are.

Mr. TURNER. Mr. Speaker, I thank the gentleman.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

The section as amended was agreed to.

The second section and title were separately read and agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for third reading.

Agreeably to order,

The House proceeded to the second reading and consideration of Senate Bill No. 827, entitled:

An Act to provide revenue for school districts of the first class by imposing a temporary business tax on persons engaging in certain businesses therein providing for its levy and collection conferring and imposing powers and duties of the board of public education receiver of school taxes and school treasurer in such districts and providing penalties

The first section was read.

On the question,

Will the House agree to the section?

BILL DROPPED FROM CALENDAR

Mr. COSTA. Mr. Speaker, I move that this bill be dropped from the calendar.

The motion was agreed to.

The SPEAKER. The Chair requests the gentleman from Montgomery, Mr. Brunner, to preside.

MR. BRUNNER IN THE CHAIR

QUESTION OF INFORMATION

Mr. LOVETT. Mr. Speaker, I rise to a question of information.

The SPEAKER pro tempore. The gentleman will state it.

Mr. LOVETT. Mr. Speaker, some of our Members do not have calendars. I wonder if we can have calendars brought to the Members at their desks?

The SPEAKER pro tempore. The Chief Clerk will see that the Members receive calendars. For the information of the gentleman from Westmoreland, the shortage is due to the fault of the Printer.

BILL ON FINAL PASSAGE RECALLED FROM GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 1098, as follows:

An Act to further amend sections two and nine and amend section twelve of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Boards of Trustees of the Mothers' Assistance Fund and Boards of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and

the State Emergency Relief Board" by changing the definition of "Assistance" and eligibility requirements for aged persons and other persons clarifying responsibilities of the Department of Public Assistance and providing for reimbursement from county institution districts

On the question,
Shall the bill pass finally?

BILL DROPPED FROM CALENDAR

Mr. SORG. Mr. Speaker, I move that this bill be dropped from the calendar.

The motion was agreed to.

BILLS ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 56, as follows:

An Act to further amend section one thousand one hundred twenty-six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for the appointment of assistant county superintendents

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred twenty-six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the acts approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 505) and the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 705) is hereby further amended to read as follows

Section 1126 Every county superintendent having more than one hundred (100) teachers and not more than one hundred and thirty-five (135) teachers under his supervision shall have one assistant county superintendent provided the county had one assistant county superintendent as of the first day of July one thousand nine hundred forty-six Every county superintendent having more than one hundred and thirty-five (135) and not more than four hundred and fifty (450) teachers under his supervision shall have one assistant county superintendent Every county superintendent having more than four hundred and fifty (450) but not more than nine hundred (900) teachers under his supervision shall have two assistant county superintendents Every county superintendent having more than one hundred (900) teachers under his supervision shall have one additional assistant county superintendent for each additional five hundred teachers or fraction thereof but no county superintendent shall have more than five assistants In addition to the assistant county superintendents herein provided for in each county in which there are 550 or more teachers under the supervision of county superintendent there shall be appointed at least one supervisor of special education and in each county in which there are fewer than 550 teachers under this supervision of the county superintendent there shall be appointed a part-time supervisor of special education who shall serve jointly in two or more counties except in the

case of a county which employs fewer than 550 teachers and is not adjacent to any other employing fewer than 550 teachers in which case a full-time or a part-time supervisor of special education shall be appointed In no instance shall such supervisor of special education serve in more than three counties The state Council of Education shall have power and it shall be their duty to determine the counties which shall be served jointly by a joint supervisor of special education The time of the joint supervisor counties on the basis of the number of teachers under the of special education shall be apportioned among the several supervision of the county superintendent in each county

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Frost,	McCormack,	Tarraf,
Andrews,	Gallagher,	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon,
Barrett,	Gibson,	McDonald,	Schuster,
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen,	Serrill,
Bender,	Gorman,	Mihm,	Shoemaker,
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood,	Miller,	Smith, C. C.,
Boies,	Greer,	Mills,	Smith, C. M.,
Bonawitz,	Griffiths,	Mintess,	Snider,
Boorse,	Guthrie,	Mohr,	Sollenberger,
Bower,	Gyger,	Mooney,	Sorg,
Brelsch,	Hall,	Moore, C. E.,	Sproul,
Brice,	Haller,	Moore, H. A.,	Stank,
Brown,	Haudenschild,	Morrison,	Stimmel,
Brunner,	Helm,	Murray,	Stockham,
Bucchin,	Henry,	Myers,	Stonier,
Cadwalader,	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope,
Cassidy,	Hoffman,	Needham,	Taham,
Chervenak,	Hoopes,	Neff,	Thomassy,
Chudoff,	Horan,	Nelson,	Thompson,
Clevenger,	Imbt,	O'Connor,	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins,
Cole,	Johnson,	O'Donnell,	Toomey,
Cook,	Johnston,	O'Neill,	Turner,
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan,
Costa,	Kean,	Petrosky,	Verona,
Crowley,	Kelley,	Pichney,	Wachhaus,
Dague,	Kemp,	Pickens,	Wagner,
Dalrymple,	Kent,	Polaski,	Waldron,
Davidson,	Kirley,	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse,
Dennison,	Kratz,	Ragot,	Watkins,
Depuy,	Krise,	Readinger,	Watson,
Dix,	Kurtz,	Reagan,	Wolaner,
Dye,	Laughner,	Reese, D. P.,	Weiss,
Efenberg,	Layer,	Reese, R. E.,	Wescott,
Elder,	Lee,	Reilly, J. M.,	West,
Erb,	Lelsey,	Reilly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Worley,
Fish,	Lovett,	Robertson,	Yeakel,
Fiss,	Lyons,	Root,	Yester,
Flack,	Madden,	Rose,	Yetzer,
Fleming,	Madigan,	Rowen,	Young,
Foor,	Mazza,	Royer,	Lichtenwalter,
			Speaker.

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate

with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 312, as follows:

An Act to amend sections seven hundred nineteen and seven hundred twenty of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" fixing the period covered by petitions for hunting foxes with dogs for training dogs and extending period of field trials

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The first paragraph of section seven hundred nineteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by the act approved the thirteenth day of April one thousand nine hundred forty-two (P. L. 28) is hereby further amended to read as follows

Section 719 Training of dogs on certain game Exception For fox hunting except as otherwise provided in this act or in defense of person or property it is unlawful for the owner of any dog or a dog under his control to permit such dog to chase pursue or follow upon the track of any wild bird or wild animal either day or night between the first day of April and the [nineteenth] thirty-first day of [August] July next following provided however that the Commission upon receipt of a petition filed during the month of January signed by two hundred and fifty (250) or more residents of a county who held hunting licenses of the previous year or who are farmers or sheep raisers whether licensed to hunt or not shall by resolution notice of which shall be published as required by this act designate any county or part thereof in which hunting foxes with dogs at any time either day or night shall be lawful throughout [the entire year] a period of two calendar years except for such sixty-day period in each calendar year as the commission may designate when complying with the provisions of this act relative to hunting licenses or permits all petitions in the hands of the commission on the effective date of this amendment shall be granted for a period of two years from the first day of January one thousand nine hundred forty-seven

Section 2 Section seven hundred twenty of said act

Section 720 Permits for Field Trials It shall be lawful to hold field meets or trials where dogs are permitted to work on liberated or native wild game in exhibition or contest provided due diligence is exercised by those directing such meet or participating therein to prevent the injury or killing of the game being pursued at any time during daylight hours from the twentieth day of August to the close of the training season as fixed by this act or by resolution of the commission without first securing a permit and from the close of such training season to the [fifteenth] thirtieth day of April after having secured a permit as hereinafter required.

It shall also be lawful to hold field meets or trials for dogs with led game animals or with drags at any time between the [sixteenth] day of April close of the training season as fixed by this act or by resolution of the commission and the nineteenth day of August next following after having secured a permit as hereinafter required

Such permits may be issued by the director upon proper application and the payment of a fee of five dollars for each such trial held on not to exceed five consecutive

days A representative of the commission shall supervise all such meets and enforce any rules and regulations of the commission governing the same

It is unlawful for three or more persons to hold or participate in a field trial or meet without first securing the permit required by this section Participants in a recognized field trial or meet shall not be required to be possessed of either a hunter's license or a tag while participating in such field trials

Any person who shall violate any provisions of this section shall upon conviction be sentenced to pay a fine of twenty-five dollars and costs of prosecution for each offense

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost.	McCormack	Sarrafi
Andrews.	Gallagher	McCosker.	Sax,
Bane,	Getchey	McCullough.	Scanlon,
Barrett	Gibson	McDonald.	Schuster
Baumunk.	Goff,	McKinney	Scott,
Beech,	Goodling	McMillen	Serrill
Bender,	Gorman,	Mihm,	Shoemaker
Bentzel.	Graybill,	Mikula	Simons
Bloom,	Greenwood.	Miller	Smith C C.
Boles	Greer,	Mills,	Smith, C M.
Bonawitz	Griffiths,	Mintesa	Snider
Boorse.	Guthrie	Mohr,	Sollenberger
Bower.	Gyger.	Mooney	Sorg
Brelsch	Hall.	Moore C E.	Sproul,
Brice	Haller.	Moore, H A.	Stank,
Brown	Haudenshield.	Morrison.	Stimmel,
Brunner,	Helm	Murray.	Stockham
Buchin,	Henry,	Myers,	Stonier
Cadwalader.	Hewitt.	Najaka,	Stuart.
Capano.	Hocker,	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Fahl.
Chervenak	Hoopes	Neff,	Thomassy.
Chudoff.	Horan.	Nelson	Thompson.
Clevenger.	Imbt,	O'Connor	Tittle.
Cochran.	Jennings,	O'Dare,	Tompkins
Cole,	Johnson,	O'Donnell	Toomey,
Cook.	Johnston.	O'Neill	Turner.
Cooper	Jones,	Orban.	Ushur,
Cordier	Jump.	Patten,	Vaughan.
Costa,	Kean,	Petrosky.	Verona.
Crowley.	Kelley.	Pichney,	Wachhaus
Dague.	Kemp,	Pickens.	Wagner.
Dalrymple	Kent,	Polaski	Waldron.
Davison,	Kirley.	Powers.	Wallin.
De Long,	Kline.	Price,	Walton.
Demech,	Kohl,	Proper,	Waterhouse.
Dennison	Kratz,	Ragot,	Watkins.
Depuy	Krise.	Readinger	Watson.
Dix.	Kurtz,	Reagan.	Weidner.
Dye.	Laughner.	Reese D P.	Weiss.
Efenberg.	Layer,	Reese R E.	Wescott.
Elder.	Lee,	Reilly J M.	West.
Erb.	Lelsey	Reilly, W. J.	Wheeler,
Evans,	Livingston.	Richter.	Wolf
Ewing.	Livingstone.	Riley.	Wood.
Feola,	Loftus.	Robbins,	Worley
Fish,	Lovett	Robertson.	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden,	Rose.	Yetzer,
Fleming.	Madigan.	Rowen,	Young.
Foor	Mazza,	Royer,	Lichtenwalter.
			Speaker.

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with

amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 713, as follows:

An Act authorizing the Joint State Government Commission to make a through study of the tax laws of the Commonwealth and of other states and countries in order to ascertain ways and means of financing the Commonwealth and its political subdivisions upon a more scientific and equitable basis providing for the appointment of a tax study committee authorizing the employment of necessary assistant prescribing the powers and duties of the committee and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Whereas the existing tax structure of the Commonwealth has been developed on a piecemeal basis with the result that it lacks a scientific and equitable basis

Whereas it is frequently represented that our present tax structure unduly burdens industrial enterprise with the result that new industrial enterprises are deterred from locating in the Commonwealth and existing industrial enterprises are in an unfavorable competitive position and

Section 1 A committee to be known as the Tax Study Committee is hereby authorized under the Joint State Government Commission consisting of the Secretary of Commerce ex officio who shall be chairman thereof and six other members two of whom are to be appointed by the Governor two by the President Pro Tempore of the Senate and two by the Speaker of the House of Representatives to study the laws of this Commonwealth and of other states and countries relating to taxation to investigate systems and methods of taxation in order to provide ways and means of financing the Commonwealth and its political subdivisions upon a more scientific and equitable basis and to safeguard and enhance the industrial position of the Commonwealth The members of the committee shall serve without compensation but they shall be reimbursed for their living and traveling expenses necessarily incurred in the performance of their duties

Section 2 The committee is hereby authorized to sit at Harrisburg or elsewhere within the Commonwealth and to employ a secretary and counsel and such other assistants as may be necessary

Section 3 Vacancies occurring in the membership shall be filled by appointment by the authority who appointed the members whose place is vacated

Section 4 The Tax study committee shall report its findings and recommendations to the Joint State Government Commission and the commission on or before February one one thousand nine hundred and forty-nine shall report the results of its investigation to the Governor and the General Assembly together with such proposed legislative measures as it deems advisable to carry its recommendations into effect

Section 5 The sum of one hundred thousand dollars (\$100,000) or as much thereof as may be necessary is hereby appropriated to the commission for the purpose of paying the expenses of the members of said Tax Study Committee and the salaries and traveling expenses of its employes for the preparation editing printing and distribution of the report of the commission and any other expenses necessary to be paid on warrants of the Auditor General in favor of the chairman of the commission on presentation of his requisition for the same for the work of the commission in connection with said tax study

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost.	McCormack.	Sarraff.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Baumunk.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker.
Bentzel.	Graybill.	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith, C. C.
Boies.	Greer.	Mills.	Smith, C. M.
Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger.
Bower.	Gyger.	Mooney.	Sorg.
Breisch.	Hall.	Moore, C. E.	Sproui.
Brice.	Haller.	Moore, H. A.	Stank.
Brown.	Haudenschild.	Morrison.	Stimmel.
Brunner.	Heim.	Murray.	Stockham.
Bucchin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervenak.	Hoopes.	Nelson.	Thomassey.
Chudoff.	Horan.	Neff.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins.
Cole.	Jones.	O'Donnell.	Toomey.
Cook.	Johnson.	O'Neill.	Turner.
Cooper.	Johnston.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pickens.	Wachhaus.
Dague.	Kemp.	Pichney.	Wagner.
Dalrymple.	Kent.	Polaski.	Waldron.
Davidson.	Kirley.	Powers.	Wallin.
De Long.	Kilne.	Price.	Watkins.
Demech.	Kohl.	Propert.	Walton.
Dennison.	Kratz.	Ragot.	Waterhouse.
Depuy.	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weidner.
Dye.	Laughner.	Reese, D. F.	Weiss.
Efenberg.	Layer.	Reese, R. E.	Vest.
Elder.	Lee.	Reilly, J. M.	Wescott.
Erb.	Leisey.	Reilly, W. J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Worley.
Fish.	Lovett.	Robertson.	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan.	Rowen.	Young.
Foor.	Mazza.	Royer.	Lichtenwalter

Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the consideration on final passage of Senate Bill No. 848, as follows:

An Act increasing the salaries of all elected county officers of counties of the first class and of certain elected officers of cities coextensive therewith

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The respective salary of each elected county officer of counties of the first class and of each elected officer of cities coextensive with counties of the first class

elected by the voters of the entire city hereinafter elected shall be increased by ten per centum over the salary paid to each such officer under existing law as of the date of approval of this act

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson,	Frost,	McCormack,	Sarraf.
Andrews	Fullerton,	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon,
Barrett,	Gibson,	McDonald,	Schuster
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen,	Serrill,
Bender,	Gorman,	Mihm,	Shoemaker
Bentzel,	Graybill,	Mikula,	Slonons,
Bloom,	Greenwood,	Miller,	Smith C. C.,
Boies,	Greer,	Mills,	Smith C. M.
Bonawitz,	Griffiths,	Mintess,	Snider
Boorse,	Guthrie,	Mohr,	Sollenberger,
Bower,	Gyger,	Mooney,	Sorg
Brelsch,	Hall,	Moore C. E.,	Sproul,
Brice,	Haller,	Moore H. A.,	Stank,
Brown,	Haudenschild,	Morrison,	Stimmel,
Brunner,	Heim,	Murray,	Stockham,
Bucchin,	Henry,	Myers,	Stonier,
Cadwalader,	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope
Cassidy,	Hoffman,	Needham,	Tahl,
Chervenak,	Hoopes,	Neff,	Thomassy,
Chudoff,	Horan,	Nelson,	Thompson,
Clevenger,	Imbt,	O'Connor,	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins
Cole,	Johnson,	O'Donnell,	Toomey,
Cook,	Johnston,	O'Neill,	Turner,
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Pat'en,	Vaughan,
Costa,	Kean,	Pettigrew,	Verona
Crowley,	Kelley,	Pichney,	Wachhaus,
Dague,	Kemp,	Pickens,	Wagner,
Dalrymple,	Kent,	Polaski,	Waldron,
Davison,	Kratz,	Powers,	Wallin,
De Long,	Kirley,	Price,	Walton,
Demech,	Kline,	Propert,	Waterhouse,
Dennison,	Kohl,	Ragot,	Watkins,
Depuy,	Krise,	Readinger,	Watson,
Dix,	Kurtz,	Reagan,	Weidner,
Dye,	Laughner,	Reese D. P.,	Weiss,
Efenberg,	Layer,	Reese R. E.,	Wescott,
Elder,	Lee,	Reilly J. M.,	West,
Erb,	Leisey,	Reilly W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Yeakel,
Fish,	Lovett,	Robertson,	Yester,
Fiss,	Lyons,	Root,	Yetzer,
Flack,	Madden,	Rose,	Young,
Fleming,	Madigan,	Rowen,	Lichtenwalter,
Foor,	Mazza,	Royer,	Speaker.

NAYS—1

NOT VOTING—1

Worley,

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 78, as follows:

An Act to further amend sections five hundred one and seven hundred two of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by removing all closed seasons on woodchucks

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five hundred one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by section one of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 810) is hereby further amended to read as follows

Section 501 Open Seasons After investigation or information otherwise obtained by the commission as to the annual game supply the commission may by appropriate rules and regulations a summary of which shall be published as hereinafter specified fix seasons shooting hours and daily season and possession limits or remove protection and declare an open season or increase reduce or close seasons or increase or reduce bag limits for all species of game birds and game animals throughout the Commonwealth or in any part thereof or limit the number of hunters in any designated area and prescribe the methods of hunting therein when in its opinion such action is necessary to assure the maintenance of an adequate supply of such species or when an unbalanced sex ratio exists which in its opinion should be corrected or when in the opinion of the commission such additional open season will not jeopardize the future supply of game except that there shall be no closed season for woodchuck commonly known as groundhog

If in any year the commission fails to establish such seasons or bag limits the open seasons and bag limits for game Sundays excepted unless otherwise provided by this act shall be as below indicated

Raccoon—October 15th to December 31st, except as to trapping which shall be from November 15th to December 31st, where trapping is lawful upon resolution of the commission

Wild turkey ruffed grouse male pheasant bobwhite quail gambel quail valley quail grackles commonly known as blackbirds rabbit hare and gray black and fox squirrel—November 1st to November 30th

Hungarian partridge and Chukar partridge—No open season except as fixed by resolution of the commission

Red squirrel—November 1st to August 15th next following

[Woodchuck commonly known as groundhog—July 1st to September 30th next following]

Bear over one year old—November 10th to November 25th

Male deer with two or more points to one antler—December 1st to December 15th

Antlerless deer—No open season except as fixed by resolution of the commission

Elk—No open season except as fixed by resolution of the commission

It is unlawful for any person to kill or attempt to kill or to hunt for or take or have in possession any game bird or game animal at any time of the year other than the open season fixed by resolution of the commission in the manner above provided or as set forth in this section except as elsewhere provided in this act

(a) Hunting at Certain Periods Unlawful If in any year the commission by resolution fixes a later hour than that fixed by this act to begin hunting for game on the first day of any open season it shall be unlawful for any person except in defense of person or property to hunt for chase disturb or take or to attempt to hunt for chase disturb or take any wild bird or wild animal game or otherwise through the use of firearms or a bow and arrow or with

dogs on such first day of the season prior to the opening hour so fixed

(b) Raccoons Not to Be Trapped Exceptions Except in defense of person or property it is unlawful for any person to take or attempt to take raccoons through the use of traps or deadfalls except in such county or counties as the commission may by proper resolution public notice of which shall be given as hereinafter provided declare open to trapping when in its opinion raccoons are sufficiently abundant to justify such trapping but the provisions of this subsection shall not be construed to prevent any bona fide occupant of a farm which lies within any county not declared open to general public raccoon trapping who is a citizen of the United States an actually resides upon and cultivates such farm or any immediate member of his family or regularly hired help of such occupant if any such person is a citizen of the United States actually residing upon and cultivating such farm from trapping raccoons thereon including the woodlands connected therewith as a part thereof so long as any such person complies with the provisions of this act or the rules and regulations adopted thereunder governing trapping methods seasons and bag limits unless the commission has denied or this act does deny to any such person the right to hunt or trap anywhere in this Commonwealth

(c) Special Permits for Antlerless Deer If in any year the commission by resolution declares an open season for antlerless deer it may in its discretion issue special permits to hunt for or kill such deer at a fee of one dollar under such rules and regulations governing the issuance of such permits as it may deem necessary to limit the number of persons who may hunt for such deer in any portion of the Commonwealth provided public notice of such action is given as hereinafter required

When such permits are issued to restrict the number of persons who may hunt antlerless deer in any designated portion or portions of the Commonwealth any citizen of the United States residing within the Commonwealth who is a bona fide owner or lessee of lands which lie within the area declared open to the hunting of said deer or any member of the family or household or regularly hired help of such owner or lessee if such person is a citizen of the United States actually residing upon and cultivating such lands is hereby declared eligible to hunt without a special deer permit for such antlerless deer upon said property and by and with the consent of the owner thereof upon the lands immediately adjacent and connected with his own lands other than lands owned by or under the control of the Commonwealth

The terms "antlerless deer" and "deer without visible antlers" as used in this subsection or any other provision of the Game Law which this act amends are hereby defined to mean a deer without an antler sometimes called horn the term "antler" as herein used or in any other provision of the Game Law which this act amends meaning the bony growth on the head of a deer regardless of its size or development

When the commission adopts and promulgates such rules and regulations relative to special permits it is unlawful for any person other than a landowner or lessee or a member of his household as hereinbefore enumerated to hunt for antlerless deer without such a special antlerless deer permit or to take such deer contrary to the rules and regulations adopted by the commission

(d) If at any time the commission shall by resolution declare an open season for antlerless deer throughout the Commonwealth or in any given county or part thereof such open season shall be abrogated in any such county if there is filed with the commission a petition opposing such antlerless deer season signed by a number of residents of that county who held Pennsylvania resident hunting licenses the previous year equal to fifty per centum of the total number of licenses issued to residents of that county for the previous year Said petition must be filed at least thirty days prior to the opening of the proposed antlerless deer season

Any person signing such a petition who is not a resident of the county to which such petition relates or who

did not hold a resident hunting license for the previous year shall upon summary conviction thereof be sentenced to pay a fine of ten dollars and costs of prosecution and upon default thereof shall be imprisoned for a period of five days

Section 2 Section seven hundred two of said act as last amended by section one of the act approved the thirteenth day of April one thousand nine hundred forty-two (P. L. 28) is hereby further amended to read as follows

Section 702 Hunting on Sunday and at Night It is unlawful for any person to hunt for shoot at chase catch or kill or attempt to shoot at chase catch or kill with or without dogs any game except in defense of person or property upon the first day of the week commonly called Sunday except for dog training or trial purposes as hereinafter provided or to hunt for shoot at catch or kill or attempt to hunt for shoot at catch or kill any game between five o'clock postmeridian of one day and seven o'clock antemeridian eastern standard time of the day following except that raccoons may be hunted for and killed any time during the open season day or night and that [woodchucks or other] game then in season may be hunted for and killed between July first and September thirtieth between the hours of six o'clock antemeridian and seven-thirty o'clock postmeridian eastern standard time Sunday excepted Provided however (a) That the commission may by resolution further restrict the hours hereinbefore set forth on the first day of any open season for hunting and (b) the commission may by resolution change the daily hours stipulated in this section to make adjustment for time changes or time designations established by Federal Law or by any regulations promulgated under Federal law This section shall not prohibit the removal of raccoons or furbearing animals from traps or dead falls on Sunday when lawfully caught

Any person violating any of the provisions of this section shall be liable to the fine hereinafter provided

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

QUESTION OF INFORMATION

Mr. CHUDOFF. Mr. Speaker, I rise to a question of information.

The SPEAKER pro tempore. The gentleman from Philadelphia will state his question of information.

Mr. CHUDOFF. What was the printer's number on the last roll call?

The SPEAKER pro tempore. Does the gentleman want to know the printer's number on the roll call?

Mr. CHUDOFF. Mr. Speaker, I would like to know the number of the bill and the printer's number on the last roll call. I think there is confusion on this side of the House.

The SPEAKER pro tempore. For the gentleman's information, page 5, we are voting on House Bill No. 78, Printer's No. 920. Does that answer the gentleman's question?

Mr. CHUDOFF. Yes, Mr. Speaker, it does. I thank the Speaker.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Aaronson,	Getchey,	McCormack,	Sarra,
Andrews,	Gibson,	McCosker,	Sax,
Bane,	Goff,	McCullough,	Schuster,
Baumunk,	Goodling,	McDonald,	Scott,
Beech,	Gorman,	McKinney,	Serrill,

Bender,	Graybill,	McMillen,	Shoemaker,
Bentzel	Greenwood.	Mihm	Simons.
Bloom.	Green.	Mikula	Smith, C. C.
Boies.	Griffiths,	Miller	Smith C. M.
Bonawitz.	Guthrie.	Min ess.	Sollenberger
Boorse.	Gyger	Mohr.	Sorg
Bower.	Hall	Mooney.	Sproul.
Brelsich	Haller.	Moore, C. E.,	Stank.
Brice.	Haudenshield.	Moore, I. A.,	Stimmel.
Brown.	Helm.	Morrison.	Stockham
Brunner.	Henry.	Murray.	Stonier
Cadwalader	Hewitt.	Myers.	Stuart.
Cassidy.	Hocker.	Najafa.	Swope.
Chudoff.	Hoffman.	Naumann	Tah.
Clevenger.	Hoopes.	Needham.	Thomassy.
Cochran.	Horan.	Neff.	Thompson.
Cole.	Imbt.	Nelson.	Tittle.
Cook.	Jennings.	O'Dare.	Tompkins
Cooper.	Johnson.	O'Donnell	Toomey
Cordier.	Johnston.	O'Neill.	Turner.
Costa.	Jones.	Orban.	Upshur.
Crowley.	Jump.	Patten.	Vaughan
Dague.	Kean.	Pichney.	Verona.
Dairymple.	Kelley.	Pickens.	Wachhaus.
Davison.	Kemp.	Polaski.	Wagner.
De Long.	Kent.	Powers.	Waldron
Demech.	Kirley	Price.	Wallin.
Dennison	Kline.	Propert.	Walton.
Depuy	Kohl.	Ragot.	Waterhouse.
Dix.	Kratz.	Readinger.	Watkins.
Dye.	Krise.	Reagan.	Watson.
Efenberg.	Kurtz.	Reese D. P.,	Weidner.
Elder.	Laughner.	Reese, R. E.,	Wescott.
Erb.	Layer.	Reilly, J. M.,	West.
Ewing.	Lea.	Reilly, W. J.,	Wheeler.
Feola.	Lelsey.	Richter.	Wolf.
Fish.	Livingston.	Riley.	Wood.
Fiss.	Livingstone.	Robbins.	Worley
Flack.	Loftus.	Robertson.	Yeakel.
Fleming.	Lyons.	Root.	Yetzer.
Foot.	Madden.	Rose.	Young.
Frost.	Madigan.	Rowen.	Lichtenwalter.
Gallagher.	Mazza.	Royer.	Speaker.

NAYS—13

Barrett.	Evans,	O'Connor.	Snider.
Bucchin.	Lovett.	Petrosky.	Weiss.
Capano.	Mills.	Scanlon.	Yester.
Chervenak.			

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 103, as follows:

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" removing certain restrictions as to the licensing of veterans' organizations

On the question,

Will the House agree to the bill on third reading?

BILL DROPPED FROM CALENDAR

Mr. DEPUY. Mr. Speaker, I move that this bill be dropped from the calendar.

The motion was agreed to.

BILL ON FINAL PASSAGE

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. SORG.

The House resumed the consideration on final passage of House Bill No. 975, entitled:

An Act to amend clauses (c) and (g) of section three hundred one of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" further regulating compensation for occupational disease and liability therefor.

On the question recurring,

Shall the bill pass finally?

BILL DROPPED FROM CALENDAR

Mr. SORG. Mr. Speaker, I move that this bill be dropped from the calendar.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 862, as follows:

An Act making an appropriation to the Board of Fish Commissioners out of the Fish Fund making a survey establish construct and maintain fishways around existing dams in the Susquehanna River in Pennsylvania

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of fifty thousand dollars (\$50,000) or as much thereof as may be necessary is hereby appropriated out of the Fish Fund to the Board of Fish Commissioners to be used in making a survey of the dams in the Susquehanna river in Pennsylvania relative to the construction of fishways around such dams and authorizing the board of fish commissioners to use all or part of the moneys appropriated to commence the construction of said fishways

Section 2 The board of Fish Commissioners is hereby directed to submit to the next regular session of the general assembly a detailed report of the work accomplished hereunder and to furnish a detailed estimate of the costs necessary for the completion of the construction of said fishways

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost.	McCormack.	Sarrafi.
Andrews.	Gallagher	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster.
Baumunk.	Goff.	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker.
Bentzel.	Graybill.	Mikula.	Simons.
Bloom.	Greer.	Miller.	Smith C C.
Boles.	Greenwood.	Mills.	Smith C M.
Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger.
Bower.	Gyger.	Mooney.	Sorg.
Brelschi.	Hall.	Moore C E.	Sproul.
Brice.	Haller.	Moore H A.	Stank.
Brown.	Haudenschild.	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham.
Bucchin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins.
Cole.	Johnson.	O'Donnell.	Toomey.
Cook.	Johnston.	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dalrymple.	Kent.	Polaski.	Waldron.
Davison.	Kirley.	Powers.	Wallin.
De Long.	Kline.	Price.	Walton.
Demech.	Kohl.	Propert.	Waterhouse.
Dennison.	Kratz.	Ragot.	Watkins.
Depuy.	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weldner.
Dye.	Laughner.	Reese D P.	Weiss.
Efenberg.	Layer.	Reese R E.	Wescott.
Elder.	Lee.	Ellis J M.	West.
Erb.	Lelsey.	Retilly W J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Worley.
Fish.	Lovett.	Robertson.	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan.	Rowen.	Young.
For.	Mazza.	Royer.	Lichtenwalter

Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1056, as follows:

An Act to further amend section one and to reenact and amend the first paragraph of section four of the act approved the eighteenth day of June one thousand nine hundred nineteen (P. L. 498) entitled "An act defining consolidation of schools providing for the establishment and regulation of consolidated schools and providing for State aid for the transportation of pupils to and from consolidated schools" redefining consolidated schools and providing for approval of consolidated or joint consolidated schools and the reimbursement by the Commonwealth of school districts transporting pupils of such schools

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the eighteenth day of June one thousand nine hundred nineteen (P. L. 498) entitled "An act defining consolidation of schools providing for the establishment and regulation of consolidated schools and providing for State aid for the transportation of pupils to and from consolidated schools" as last amended by the act approved the thirteenth day of May one thousand nine hundred twenty-five (P. L. 634) is hereby further amended to read as follows

Section 1 Be it enacted etc That the following words and phrases as used in this act shall unless a different meaning is plainly required by the context have the following meanings

1 A "consolidated school" is a school formed by uniting two or more public [elementary] schools [or two or more public elementary schools with the grades of other public schools] which prior to such union were maintained in separate buildings and after such union are maintained in one school organization taught by two or more teachers

[2 A "consolidated elementary school" is a consolidated school made up of grades one to eight only]

[3 A "consolidated junior high school" is a consolidated school having an approved junior high school constituted of grades seven to nine inclusive or seven to ten inclusive]

4 A "joint consolidated school" is a consolidated school organization maintained and controlled by the joint action of two or more school districts

Section 2 The first paragraph of section four of said act as repealed by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby reenacted and amended to read as follows

Section 4 Consolidated schools or joint consolidated schools shall so long as they are approved by the State Council of Education as to organization control location equipment courses of study qualifications of teachers methods of instruction condition of admission expenditures of money methods and means of transportation and the contracts providing therefor constitute approved consolidated schools or approved joint consolidated schools School districts [maintaining or] transporting pupils to and from any such approved consolidated or joint consolidated schools shall receive reimbursement [as hereinafter provided] from the Commonwealth as provided for by this act

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost.	McCormack.	Sarrafi.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster.
Baumunk.	Goff.	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker.
Bentzel.	Graybill.	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith C C.
Boles.	Greer.	Mills.	Smith C M.
Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger.
Bower.	Gyger.	Mooney.	Sorg.
Brelschi.	Hall.	Moore C E.	Sproul.
Brice.	Haller.	Moore H A.	Stank.
Brown.	Haudenschild.	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham.
Bucchin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins.

Cole,	Johnson,	O'Donnell	Toomey.
Coak	Johnston,	O'Neill.	Turner.
Cooper	Jones,	Orban.	Upshur.
Cordier.	Jump,	Patten.	Vaughan.
Costa,	Kean,	Petrosky.	Verona.
Crowley.	Kelley.	Pickens.	Wachhaus
Dague.	Kemp.	Pichney.	Wagner.
Dairymple	Kent.	Polaski.	Waldron.
Davison,	Kirley	Powers.	Wallin.
De Long,	Kline.	Price.	Walton.
Demech,	Kohl.	Propert.	Waterhouse.
Dennison	Kratz,	Ragot.	Watkins.
Depuy	Krise.	Readinger	Watson.
Dix.	Kurtz.	Reagan.	Weldner.
Dye.	Laughner	Reese D P.	Weiss.
Efenberg.	Layer.	Reese R E.	Wescott.
Elder	Lee.	Relly. J M.	West.
Erb	Lelsey	Relly. W. J.	Wheel.
Evans,	Livingston	Richter.	Wolf.
Ewing.	Livingstone.	Riley	Wood.
Feola,	Loftus	Robbins.	Worley
Fish.	Lovett	Robertson	Yeakel.
Fiss.	Lyons.	Root	Yester.
Flack.	Madden.	Rose.	Yetter.
Fleming.	Madigan	Rowen.	Young.
Foor.	Mazza,	Royer.	Lichtenwalter.
			Speaker

NAYS—0

NOT VOTING—1

Prout

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

THE SPEAKER (Franklin H. Lichtenwalter)
IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Montgomery, Mr. Brunner, for presiding.

QUESTION OF INFORMATION

Mr. YESTER. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman from Allegheny with state it.

Mr. YESTER. Mr. Speaker, what is the idea of passing House bills at this present time when we don't have enough days to pass them?

The SPEAKER. The Chair has no alternative but to lay the bills before the House.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 83, as follows:

An Act authorizing the judges of the courts of common pleas to create mental clinics for the examination of persons charged with the commission of criminal offenses prior to trial and of convicted persons prior to the imposition of sentence and of children charged with delinquency providing for the creation of joint mental clinics among the several counties and imposing the costs of maintaining and operating such clinics upon the county or counties creating the same and providing for the establishment by the department of welfare of such clinics and making the same available to the courts in counties where no clinics have been established
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In each county the judges of the courts of common pleas are hereby authorized if a majority of

members thereof deem it desirable to create a medical clinic to examine and report upon the mental and physical condition of persons charged with or convicted of a criminal offense or a child as defined under the act approved the second day of June one thousand nine hundred thirty-three (P. L. 1433) as amended and the act approved the third day of June one thousand nine hundred thirty-three (P. L. 1449) as amended charged with delinquency

Such examination shall be made when requested by the court and a report thereof shall be presented to the trial or hearing judge prior to the trial or hearing or prior to the imposition of any sentence upon or commitment of any such person or child a copy of such report may in the discretion of the court be made available to the district attorney and the defendant or his attorney but if such discretion is exercised in favor of one it shall be exercised in favor of both such report may be used by the judge in determining the mental condition of the accused the sentence to be imposed or the disposition to be made of the case

Section 2 The medical clinic shall examine each such person or child when requested by the court in an effort to ascertain whether either or both the physical or mental condition of such person or child contributed directly or indirectly to the commission of the crime whether such person or child is mentally competent to defend himself at trial or hearing and shall recommend the curative or corrective treatment available to such person or child so as to lessen the possibility of the commission of unlawful acts by such person or child

Section 3 No Examination of any person charged with the commission of a criminal offense shall be made prior to his trial without the consent of such person

Section 4 Any such person may have an examination either prior to the trial or prior to the imposition of sentence upon giving forty-eight hours notice thereof to the district attorney if the district attorney fails to object to the examination it may be had forthwith otherwise such examination shall be allowed only upon the approval of the court

Section 5 If a medical clinic is created under the provisions of this act the appointees thereof shall include one psychiatrist or medical doctor who shall be the director of such clinic and such other professional and clerical staff as is needed and the court shall fix the compensation paid to each such appointee

Section 6 The salaries paid to the appointees of the clinic the accommodations equipment and costs of operation thereof shall be upon the county in which such clinic is established

Section 7 Two or more counties may join in the creation of a joint clinic if a majority of the judges of the common pleas court of each county joining therein deem the establishment of such a joint medical clinic desirable and advisable in which event the costs of maintaining and operating such joint clinic shall be proportional between or among the counties joining in such clinic

Section 8 The department of welfare with the approval of the governor through the department of property and supplies shall establish and properly equip (including any necessary construction) such clinics conveniently located in the Commonwealth to serve courts in all counties where no clinics have been created pursuant to the provisions of this act subject to and in the manner provided in the administrative code of 1929 and its amendments the department of welfare shall have power to employ and fix the compensation of one Psychiatrist who shall be a diplomat of the American board of psychiatry and neurology and who shall direct the clinic and such other professional and clerical staff as is needed the compensation of all persons so appointed and all other expenses in connection with the care and maintenance of inmates of such clinics shall be paid from the appropriation made to the department of welfare for such purposes but the Commonwealth shall be reimbursed for such expenditures by the respective counties from which such inmates were

committed to the extent and in the manner provided by law in the case of inmates maintained in State Penal Institutions

Section 9 All acts and parts of acts inconsistent herewith are hereby repealed

Nothing in this act shall be construed to repeal or amend any of the provisions of an act approved the twelfth day of July one thousand nine hundred and thirteen entitled "An act establishing a court for the County of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the County or City of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" or the amendments thereto to repeal any portion of the mental health act approved the eleventh day of July one thousand nine hundred twenty-three (P. L. 998) or the amendments thereto or to amend or repeal the phychiatrists' Act approved the second day of May one thousand nine hundred thirty-three (P. L. 224)

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost	McCormack	Sarraf.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson	McDonald.	Schuster
Baumunk.	Goff.	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker.
Bentzel.	Graybill.	Mikula.	Slamos.
Bloom.	Greenwood.	Miller	Smith C C.
Boies.	Greer.	Mills.	Smith C M.
Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger
Bower.	Gyger.	Mooney.	Sorg.
Brelsch.	Hall.	Moore C E.	Sproul.
Brice.	Haller.	Moore H. A.	Stank.
Brown.	Haudenschild.	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham
Buchlin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervenak.	Hoopes.	Nel.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins
Cole.	Johnson.	O'Donnell.	Toomey
Cook.	Johnston.	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dairymple.	Kent.	Polaski.	Waldron.
Davison.	Kirley.	Powers.	Wallin.
De Long.	Kline.	Price.	Walton.
Demech.	Kohl.	Propert.	Waterhouse
Dennison.	Kratz.	Ragot.	Watkins.
Depuy.	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weidner.
Dye.	Layer.	Reese D P.	Weiss.
Efenberg.	Laughner.	Reese R E.	Westcott.
Elder.	Lee.	Relly J M.	West.
Erb.	Lelsey.	Relly W J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Worley.
Fish.	Lovett.	Robertson.	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan.	Rowen.	Young.
Foot.	Mazza.	Royer.	Lichtenwalter.

Speaker.

NAYS—0

NOT VOTING—1

Frout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 166, as follows:

An Act to amend section one thousand two hundred nine point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) "An act to Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing additional temporary salary increases and the appropriation use and temporary loans therefor and validating such increases heretofore made

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand two hundred nine point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended by adding immediately following clause fifteen thereof a new clause to read as follows

Section 1209.1 The minimum salaries of all teachers supervisors principals and superintendents in the public schools of the Commonwealth except as otherwise hereinafter provided shall be paid by the several classes of districts in which such persons are employed in accordance with the following schedules

* * * * *

16 In addition to the salaries provided for by this act the board of directors (or board of public education) of each school district is hereby authorized to grant temporary or emergency increases in salaries to members of its teaching or supervisory staff for any period and to discontinue such increases at the end of the period for which the same were granted any law to the contrary notwithstanding In order to pay the amount of salary hereby provided for the board of school directors (or board of public education) of any school district may revise its budget by increasing its appropriation or appropriations for salaries of members of the teaching and supervisory staffs of the school district for any year the munds therefore to be provided from unexpected balances in existing appropriations from unappropriated revenue if any or from temporary loans Any temporary or emergency increases heretofore granted by any school district at the discontinuance thereof at the end of the period for which granted are hereby ratified confirmed and made valid notwithstanding the fact that the same may have been done without previous authority of law

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson.	Frost	McCormack.	Sarraff.
Andrews	Gallagher.	McCosker.	Sax.
Bane,	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster
Baumunk.	Goff.	McKinney	Scott.
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman.	Mihm, *	Shoemaker.
Bentzel	Graybill.	Mikula	Simons.
Bloom.	Greenwood.	Miller.	Smith, C. C.
Boies.	Greer.	Mills.	Smith, C. M.
Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger.
Bower.	Gyger.	Mooney.	Sorg.
Breisch.	Hall.	Moore, C. E.	Sproul.
Brice.	Haller.	Moore, H. A.	Stank.
Brown	Haudenschild.	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham.
Bucchin.	Henry.	Myers.	Stuart.
Cadwalader.	Hewitt.	Najaka.	Swope.
Capano.	Hocker.	Naumann.	Tahl.
Cassidy.	Hoffman.	Needham.	Thomassy.
Chervenak.	Hoopes.	Neff.	Thompson.
Chudoff.	Horan.	Nelson.	Tittle.
Clevenger.	Imbt.	O'Connor.	Tompkins.
Cochran.	Jennings.	O'Dare.	Toomey.
Cole.	Johnson.	Orban.	Turner.
Cook	Johnston.	O'Neill.	Upshur.
Cooper.	Jones.	Orban.	Vaughan.
Cordier.	Jump.	Patten.	Verona.
Costa.	Kean.	Petrosky.	Wachhaus.
Crowley.	Kelley.	Pichney.	Wagner.
Dague.	Kemp.	Pickens.	Waldron.
Dalrymple.	Kent.	Polaski.	Wallin.
Davison.	Kirley.	Powers.	Walton.
De Long.	Kline.	Price.	Waterhouse.
Demech.	Kohl.	Propert.	Watkins.
Dennison.	Kratz.	Ragot.	Watson.
Depuy	Krise.	Readinger.	Weldner.
Dix.	Kurtz.	Reagan.	Weiss.
Dye.	Laughner.	Reese, D. P.	Wescott.
Efenberg.	Layer.	Reese, R. E.	West.
Elder.	Lee.	Reilly, J. M.	Wheeler.
Erb.	Leisey.	Reilly, W. J.	Wolf.
Evans.	Livingston.	Richter.	Wood.
Ewing.	Livingstone.	Riley.	Worley.
Feola.	Loftus.	Robbins.	Yeakel.
Flsh.	Lovett.	Robertson.	Yester.
Fiss.	Lyons.	Root.	Yetzer.
Flack.	Madden.	Rose.	Young.
Fleming.	Madigan.	Rowen.	Lichtenwalter.
For.	Mazza.	Royer.	Speaker

NAYS—1

Stonier.

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 259, as follows:

An Act prescribing the fees to be received by registers of wills in counties of the fifth sixth seventh and eighth class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following fees shall be received by registers of wills in counties of the fifth sixth seventh and

eighth class in which there is no salary fixed by law

Accounts Filing advertising and recording accounts of executors administrators and guardians including transmission of same to orphans' court and confirmation

First page double space\$10.00

And for each additional page50

First page single space 10.00

And for each additional page 1.00

Administration For granting letters of administration in estates not exceeding \$1,000 exclusive of advertising 8.00

Over \$1,000 and not exceeding \$5,000 9.00

Over \$5,000 and not exceeding \$10,000 12.00

Over \$10,000 and not exceeding \$50,000 15.00

Over \$50,000 and not exceeding \$100,000 18.00

Over \$100,000 exclusive of State tax 20.00

Letters Testamentary For probate of wills and granting letters testamentary including real estate in estates not exceeding \$1,000 (single page)

Double Space 8.50

Each additional page of double space typing50

Each additional page of single space typing 1.00

Over \$1,000 and not exceeding \$5,000 9.50

Over \$5,000 and not exceeding \$10,000 12.50

Over \$10,000 and not exceeding \$50,000 16.00

Over \$50,000 and not exceeding \$100,000 18.50

Over \$100,000 exclusive of State tax 22.50

Miscellaneous Letters of Administration For granting letters of administration de bonis non 8.00

Letters of administration cum testamento annexo de bonis non 10.00

Letters of administration pendente lite 8.00

Letters of administration durante absentia 8.00

Miscellaneous Items

Affidavits each50

Codicil first page double space 1.50

Each additional page50

First page single space 3.00

Each additional page 1.00

Letters testamentary to nonresidents of Pennsylvania issuing letters bond and power of attorney

Plus the fee charged residents of Pennsylvania

Filing and entering bond where additional security is required 2.00

Filing certified or exemplified copies of letters of administration of letters testamentary and recording the same 4.00

Plus where there is a will each page other than the first double space 1.00

Each page other than the first single space 2.00

Filing caveat bond50

Inheritance tax statement such as Statement of Debts and Deductions Statement of Assets County Personal Property Tax Computation of Inheritance tax report etc 1.00

Inventory and Appraisalment Filing and Recording 75 Items or less 2.00

For each additional five words01

Filing affidavit in lieu of inventory 2.00

Renunciation50

Short form of certificate50

Filing and entering caveat 1.00

Issuing certified copies of instruments double space with certificates attached 1.50

Each page other than the first50

Commissions to take testimony 5.00

Subpoena50

Fees for similar services not herein specifically scheduled shall be charged on the same basis as those scheduled

Section 2 Section seven of the act approved the second day of April one thousand eight hundred sixty-eight (P. L. 3) entitled "An act to ascertain and appoint the fees to be received by the several officers of this Commonwealth" and all other acts and parts of acts are hereby repealed in so far as they are inconsistent with the provisions of this act

Section 3 The provisions of this act shall become effective on the first day of January one thousand nine hundred forty-eight

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost.	McCormack.	Sarraf.
Andrews.	Gallagher	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson	McDonald.	Schuster
Baumunk.	Goff.	McKinney.	Scott.
Beech.	Goodling	McMillen	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker.
Bentzel.	Graybill.	Mikula	Simons.
Bloom.	Greenwood	Miller.	Smith, C C.
Boies.	Greer.	Mills.	Smith, C M.
Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger.
Bower.	Gyger.	Mooney	Sorg.
Breisch.	Hall.	Moore, C E.	Sproul.
Brice.	Haller.	Moore, H A.	Stank.
Brown.	Haudenschild.	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham
Bucchin.	Henry.	Myers.	Stonier.
Cadwalader	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins
Cole.	Johnson.	O'Donnell	Toomey.
Cook.	Johnston	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordler.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dalrymple.	Kent.	Polaski.	Waldron.
Davison.	Kirley	Powers.	Wallin.
De Long.	Kline.	Price.	Walton.
Demech.	Kohl.	Propert.	Waterhouse.
Dennison	Kratz.	Ragot.	Watkins.
Depuy	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weidner.
Dye.	Laughner.	Reese D P.	Weiss.
Efenberg.	Layer.	Reese R E.	Wescott.
Elder.	Lee.	Reilly, J M.	West.
Erb.	Leisey.	Reilly, W. J.	Wheeler.
Evans.	Livingston.	Rl. hter.	Wolf.
Ewing.	Livingstone.	Riley	Wood.
Feola.	Loftus.	Robbins.	Worley
Fish.	Lovett.	Robertson.	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan.	Rowen.	Young.
Foor.	Mazza.	Royer.	Lichtenwalter.
			Speaker.

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 260, as follows:

An Act prescribing the fees to be received by the clerks

of orphans' courts of counties of the fifth sixth seventh and eighth class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The following fees shall be received by the clerks of orphans' courts in counties of the fifth sixth seventh and eighth class where there is no salary fixed by law

Accounts Filing advertising recording and setting up printed copies of advertisement of accounts of trustees and guardians including certificate of the clerk

First page double space typewriting	\$8.50
Each additional page double space typewriting ..	1.00
First page single space typewriting	9.50
Each additional page single space typewriting ..	2.00
Release attached to account recording either single or double space (1 page)	1.50
Each additional page either single or double space	1.00
Adjudications (omitting opinion and discussion)	
Recording with recording certificate and filing	
First page of distribution either single or double space	3.00
Each additional page either single or double space	1.00
Copy of adjudication per page double space typewriting .....	.50
Adoption Petition for hearings recording final decree including certified copy of final decree	7.50
Affidavit .....	.50
Application for Adoption Admission and Certificate	1.00
Allowance for minor etc petition and order	2.50
Appeal to Supreme or Superior Court certificate of record and bond	5.00
Attachment petition and writ	3.50
Certificate of guardian or trustee appointment per name .....	.50
Citation including proof of service	2.50
Commissions on money paid into court \$500.00 and under	2%
Over \$500.00	1%
Commitment	1.00
Issuing decree copy of per page of ordinary double space typewriting One (1) certificate not included ..	.50
Discharge of trustee and appointment of substitute trustee	3.50
Election to take under or against will filing	1.50
Issuing exemplification of record per page of double typewriting .....	.50
Extinguishing of charge on land including certified copy of final decree	9.50
Fieri facias	1.00
Guardian Filing petition and appointment Estate less than \$500.00	1.00
Estate over \$500.00	2.00
Filing and approval of bond Estate less than \$500.00 .....	.50
Estate over \$500.00	1.00
Filing triennial account	1.50
Filing advertising auditing triennial account and adjudication Same fees as for similar services in other accounts and \$2.00 additional for filing and indexing petition	
Injunction filing petition for and bond	1.00
Injunction order in nature of	1.00
Marriage license (including State Tax)	3.00
Each consent .....	.50
Order to pay filing petition for order and order ..	2.50
Partition proceedings filing petition making out writs and recording one purport	15.00
Each additional purpart	2.00
Real estate sale or mortgage For distribution or payment of debts	
All proceedings one purpart	6.50
Each additional purpart	1.00
Under price act One purpart	7.50
Each additional purpart	1.50

Specific performance of contract for sale of real estate	
Petition and order	7.50
Seal of court	.50
Subpoena	.25
Surviving spouse \$5,000.00 appraisalment Filing petition copying and appointment of appraisers personalty	2.00
Filing petition copying and appointment of appraisers realty	3.00
Filing proof of publication and confirmation of appraisalment personalty	3.50
Filing proof of publication and confirmation of appraisalment realty	4.50
Widow's exemption or children's exemption Claim appraisalment proof of publication and confirmation personal estate	2.00
Clair appraisalment proof of publication and confirmation real estate (1 purpart)	3.00
Each additional purpart	1.00
Petition for appointment of appraisers	2.00
Filing appraisalment proof of publication and confirmation (where no administration or probate)	
Personal estate	2.00
Real estate (1 purpart)	3.00
Real estate (each additional purpart)	1.00
Fees for similar services not specifically scheduled shall be charged on the same basis as those herein scheduled	

Section 2 Section six of the act approved the second day of April one thousand eight hundred sixty-eight (P. L. 3) entitled "An act to ascertain and appoint the fees to be received by the several officers of this Commonwealth" and its amendments and supplements and any and all other acts are hereby repealed in so far as they are inconsistent with the provisions of this act.

Section 3 The provisions of this act shall become effective the first day of January one thousand nine hundred forty-eight

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost.	McCormack.	Sarraf.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCuough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster.
Baumunk.	Goff.	McKinney.	Sott.
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker.
Bentzel.	Graybill.	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith C C.
Boies.	Greer.	Mills.	Smith C M.
Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger.
Bower.	Gyger.	Mooney.	Sorg.
Brelsich.	Hall.	Moore C E.	Sproul.
Brice.	Haller.	Moore H A.	Stank.
Brown.	Haudenschild.	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham.
Bucchin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins.
Cole.	Johnson.	O'Donnell.	Toomey.
Cook.	Johnston.	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Pichney.	Verona.
Crowley.	Kelley.	Pickens.	Wachhaus.

Dague.	Kemp.	Petrosky.	Wagner.
Dairymple.	Kent.	Polaski.	Waldron.
Davison.	Kirley.	Powers.	Wallin.
De Long.	Kline.	Price.	Walton.
Demech.	Kohl.	Probert.	Waterhouse.
Dennison.	Kratz.	Ragot.	Watkins.
Depuy.	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weldner.
Dye.	Layer.	Reese D P.	Weiss.
Efenberg.	Laughner.	Reese R E.	Wescott.
Elder.	Lee.	Relly, J M.	West.
Erb.	Lelsey.	Relly, W J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Worley.
Fish.	Lovett.	Robertson.	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan.	Rosen.	Young.
Foor.	Mazza.	Royer.	Lichtenwalter.

NAYS—0

NOT VOTING—1

Frout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 264, as follows:

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the service allowance of certain employees

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as last amended by the act approved the twenty-third day of April one thousand nine hundred twenty-nine (P. L. 638) is hereby further amended to read as follows

Section 11 In computing the length of service of a contributor for retirement purposes under the provisions of this act full credit shall be given to each contributor by the retirement board for each school year of service as an employe as defined in section one paragraph seven of this act and for each school year for which credit is not otherwise provided for in this act and during which the contributor was a member of the American Expedi-

tionary Force in the World War or in activities connected therewith approved by the retirement board or who were either enlisted or drafted into the Army Navy Marine Corps or the Enlisted Nurses' Corps of the United States and for each school year during which the contributor was prior to the eighteenth day of July one thousand nine hundred seventeen a teacher instructor or supervisor in any state or semi-state orphan school Under such rules and regulations as the retirement board shall adopt each employe shall file with the retirement board a detailed statement of all such service rendered by him or her As soon as practicable thereafter the retirement board shall verify such statement as to prior service and shall issue to each employe a certificate certifying to the aggregate length of his or her prior service Such certificate shall be final and conclusive as to his or her prior service unless thereafter modified (a) by the retirement board upon application by employe or (b) by the State Superintendent of Public Instruction upon application by the employe or by the retirement board provided such application for modification be made to said State Superintendent of Public Instruction within one year after the issuance of a certificate or a modified certificate by the retirement board A certificate for prior service issued to a present employe shall certify the total number of completed years of prior service allowances for said present employe to and including the thirtieth day of June nineteen hundred nineteen. The time during which an employe is absent without pay shall not be counted in computing the prior service the total service or the average salary of a contributor unless allowed by the employer by whom said contributor was employed at the time said leave of absence was granted and further unless said allowance is approved by the retirement board

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost	McCormack.	Sarra.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster
Baumunk.	Goff.	McKinney	Scott.
Beech.	Goodling.	McMillen	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker
Bentzel.	Graybill.	Mikula	Simons.
Bloom.	Greenwood.	Miller.	Smith C C.
Boies.	Greer.	Mills.	Smith C M.
Bonawitz.	Griffiths.	Mintess.	Snider
Boorse.	Guthrie.	Mohr.	Sollenberger
Bower.	Gyger.	Mooney	Sorg.
Breisch	Hall.	Moore C E.	Sproul
Brice	Haller.	Moore H A.	Stank.
Brown.	Haudenschild	Morrison	Stimmel
Brunner.	Helm.	Murray	Stockham
Buchin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervonak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins
Cole.	Johnson.	O'Donnell	Toomey
Cook.	Johnston	O'Neill.	Turner.
Cooper.	Jones.	O'ban	Upshur.
Cordler.	Jump.	Patten.	Vaughan
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus
Dague.	Kemp.	Pickens.	Wagner.
Dalrymple.	Kent.	Polaski.	Waldron
Davison.	Kirley.	Powers.	Wallin
De Long.	Kline.	Price.	Walton.
Demech.	Kohl.	Propert.	Waterhouse

Dennison.
Depuy
Dix.
Dye.
Efenberg.
Elder.
Erb.
Evans.
Ewing.
Feola.
Fish.
Fliss.
Flack.
Fleming.
Foor

Krise.
Kratz.
Kurtz.
Lager.
Laughner
Lee.
Leisey.
Livingston.
Livingstone.
Loftus.
Lovett.
Lyons.
Madden.
Madigan.
Mazza.

Ragot.
Readinger.
Reagan.
Reese. D P.
Reese. R E.
Reilly. J M.
Reilly. W J.
Richter.
Riley.
Robbins.
Robertson
Root.
Rose.
Rowen.
Royer.

Watkins.
Watson.
Weidner.
Weiss.
Wescott.
West.
Wheeler.
Wolf.
Wood.
Worley.
Yeakel.
Yester.
Yetzer.
Young.
Lichtenwalter.
Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 306, Printer's No. 571

Senate Bill No. 361, Printer's No. 589 and

Senate Bill No. 372, Printer's No. 230

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 378, as follows:

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred twenty-one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the twenty-seventh day of May one thousand nine hundred nineteen (P. L. 300) is hereby further amended to read as follows

Section 1121 The annual salary of each county superintendent elected or appointed under the provisions of this act shall be paid by the State from appropriations made for this purpose or from the appropriations for the public schools (and shall be fifteen dollars (\$15.00) for each of the first one hundred schools within his jurisdiction at the time of his election and ten dollars (\$10.00) for each

such additional school Provided That the salary of a county superintendent shall not be less than two thousand dollars (\$2000) per annum nor more than twenty-five hundred dollars (\$2500) per annum but no convention of school directors assembled for the purpose of electing a county superintendent or for the purpose of determining his salary the salary of any assistant superintendent supervisor of special education county supervisor of agriculture or county supervisor of home making may vote [him] any of said employes a salary greater than the amount [he] such person would receive by this act increase to the county superintendent to be paid in all cases out of the school fund apportioned to the school districts over which such county superintendent has supervision before the same is distributed a convention of school directors for the purpose of voting such salaries may be called at any time by the county superintendent The salaries of county superintendents shall be paid monthly

In addition to the said salary each county superintendent shall be entitled to receive annually a sum not to exceed five hundred dollars for the payment of the actual and necessary expenses incurred in visiting schools within his district in attending educational meetings and in the performance of such other official duties as may be required by him by law Payments shall be made monthly on account of such expenses to any such county superintendent by requisition of the Superintendent of Public Instruction upon the Auditor General upon the production to him of itemized vouchers in the usual manner

Section 2 Section one thousand one hundred thirty of said act as last amended by the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2592) is hereby further amended to read as follows

Section 1130 The minimum salary of each assistant county superintendent [or] supervisor of special education county supervisor of agriculture and county supervisor of home-making as hereinafter in this act provided shall be paid out of the State appropriation for public schools in such payments and manner as the county superintendents are paid Any additional salary granted by the school directors of any county [at their convention for electing a county superintendent] to any assistant county superintendent [or] supervisor of special education county supervisor of agriculture or county supervisor of homemaking shall be paid from the school appropriation apportioned among the several school districts under the supervision of the county superintendent before the same is distributed The salaries of assistant county superintendents [and of] supervisors of special education county supervisors of agriculture and county supervisors of home-making shall be paid monthly

In addition to the said salary each assistant county superintendent and each supervisor of special education shall be entitled to receive annually a sum not to exceed five hundred dollars for the payment of actual and necessary expenses incurred in visiting schools within his district in attending educational meetings and in the performance of such other official duties as may be required by him by law Payments shall be made monthly on account of such expenses to any such assistant county superintendent or supervisor of special education by requisition of the Superintendent of Public Instruction upon the Auditor General upon the production to him of itemized vouchers in the usual manner

Section 3 The provisions of this act shall become effective on the first day of July one thousand nine hundred forty-seven

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson. Frost. McCormack. Sarraf.

Andrews.
Bane.
Barrett
Baumunk.
Beech.
Bender.
Bentzel.
Bloom.
Boies.
Bonawitz.
Boorse.
Bower.
Brelsch.
Brice.
Brown
Brunner.
Buechlin.
Chadwick.
Capano.
Cassidy.
Chervenak.
Chudoff.
Clevenger.
Cochran.
Cole.
Cook.
Cooper.
Cordier.
Costa.
Crowley.
Dague.
Dairymple.
Davison.
De Long.
Demech.
Dennison
Depuy
Dix.
Dye.
Efenberg.
Elder.
Erb.
Evans.
Ewing.
Feola.
Fish.
Fiss.
Flack.
Fleming
Foor

Gallagher.
Getchey.
Gibson.
Goff.
Goodling.
Gorman.
Graybill.
Greenwood.
Greer.
Griffiths.
Guthrie.
Gyger.
Hall.
Haller.
Haudenschild.
Helm.
Henry.
Hewitt.
Hocker.
Hoffman.
Hoopes.
Hudson.
Imbt.
Jennings.
Johnson.
Johnston.
Jones.
Jump.
Kean.
Kelley.
Kemp.
Kent.
Kirley.
Kline.
Kohl.
Kratz.
Krise.
Kurtz.
Laughner
Layer.
Lee.
Leisey
Livingston.
Livingstone.
Loftus.
Lovett.
Lyons.
Madden.
Madigan
Mazza.

McCosker.
McCullough.
McDonald.
McKinney.
McMillen.
Mihm.
Mikula.
Miller.
Mills.
Mintess.
Mohr.
Mooney.
Moore, C. E.
Moore, H. A.
Morrison.
Murray.
Myers.
Naj-ka.
Naumann.
Needham.
Neff.
Nelson.
O'Connor.
O'Dare.
O'Donnell.
O'Neill.
Orban.
Patten.
Petrosky.
Pichney.
Pickens.
Polaski.
Powers.
Price.
Propert.
Ragot.
Reainger
Reagan.
Reese D. P.
Reese R. E.
Reilly, J. M.
Reilly, J.
Richter.
Riley.
Robbins.
Robertson.
Root.
Rose.
Rowen.
Royer.

Sax.
Scanlon.
Schuster.
Scott.
Serrill.
Shoemaker.
Simons.
Smith C. C.
Smith C. M.
Snider.
Sollenberger.
Sorg.
Sproul.
Stank.
Stimmel.
Stockham.
Stonier.
Stuart.
Swope.
Tah.
Thomassy.
Thompson.
Tittle.
Tompkins.
Toomey.
Turner.
Upehur.
Vaughan.
Verona.
Wachhaus.
Wagner.
Waldron.
Wallin.
Walton.
Waterhouse.
Watkins.
Watson.
Weidner.
Weiss.
Wescott.
West.
Wheeler.
Wolf.
Wood.
Worley.
Yankel.
Yester.
Yetzer.
Young.
Lichtenwalter
Speaker

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 432, as follows:

An Act to add section one thousand thirty-four to article ten of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue

the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by regulating the operation of motor vehicles using the turnpike or highways under the supervision of the Pennsylvania Turnpike Commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article X of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended by adding thereto after section one thousand thirty-three a new section to read as follows

Section 1034 Regulation of Traffic on Pennsylvania Turnpike

(A) The rules and regulations promulgated by the Pennsylvania Turnpike Commission governing the traffic upon any turnpike or highway under its supervision and control shall become effective upon the publication thereof in accordance with law A copy of all such rules and regulations which shall become effective shall be posted and remain posted in a conspicuous place so long as they are effective at all entrances to such turnpike or highway for the inspection of persons using such turnpike or highway

(B) Any person or persons violating any of the rules and regulations of said commission for which no penalty has been provided in the Vehicle Code or other laws relating to vehicles shall upon summary conviction before a magistrate or justice of the peace be sentenced to pay a fine of not less than ten dollars (\$10) nor more than twenty-five dollars (\$25) and costs of prosecution and in default of the payment thereof shall undergo imprisonment of not more than (10) days

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McDonald.	Scanlon.
Bane,	Gibson.	McCullough.	Schuster.

Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Milam.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.
Bloom.	Greer.	Mills.	Smith, C. M.
Boes.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.	Sproul.
Breisch.	Haller.	Moore, H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Najaka.	Stonier.
Buechin.	Hewitt.	Myers.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Thudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Oague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Watson.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Oennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese, D. P.	Weiss.
Dye.	Layer.	Reese, R. E.	West.
Evans.	Lee.	Reilly, J. M.	Wheeler.
Eisenberg.	Lelsey.	Reilly, W. J.	Wescott.
Elder.	Livingston.	Richter.	Wolf.
Erb.	Livingstone.	Riley.	Wood.
Swing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Straf.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Frout

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 463, as follows:

An Act to amend section two hundred two of the act approved the twenty-eighth day of April one thousand nine hundred thirty-seven (P. L. 417) entitled "An act relating to milk and the products thereof creating a Milk Control Commission establishing its jurisdiction powers and duties regulating the production transportation manufacturing processing storage distribution delivery and sale of milk and certain products thereof providing for the licensing of milk dealers and the payment of fees therefor requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers authorizing the holding of hearings and the issuance of subpoenas by the commission conferring jurisdiction upon courts to punish contempt and to prohibit violations of this act and of rules regulations and orders of the commission authorizing the commission to adopt rules regulations and

orders and to enter into interstate and Federal compacts requiring persons who weigh measure sample or test milk to procure permits or certificates to take examinations to pay fees therefor to furnish certain notices records and statements and to use methods of weighing measuring sampling and testing authorizing the commission to examine the business papers and premises of milk dealers and producers requiring the keeping of records and the filing of reports by milk dealers and permitting with limitations the use of information obtained thereby authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor and conferring certain powers upon the Governor with respect thereto providing for appeals to the courts from decisions of the commission and for the burden of proof upon such appeals prescribing penalties fines and imprisonment for violations of this act and rules regulations and orders of the commission defining perjury defining remedies repealing legislation supplied and superseded by this act and saving rights duties and proceedings thereunder and making appropriations increasing salaries of the chairman and the members of the commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred two of the act approved the twenty-eighth day of April one thousand nine hundred thirty-seven (P. L. 417) entitled "An act relating to milk and the products thereof creating a Milk Control Commission establishing its jurisdiction powers and duties regulating the production transportation manufacturing processing storage distribution delivery and sale of milk and certain products thereof providing for the licensing of milk dealers and the payment of fees therefor requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers authorizing the holding of hearings and the issuance of subpoenas by the commission conferring jurisdiction upon courts to punish contempts and to prohibit violation of this act and of rules regulations and orders of the commission authorizing the commission to adopt rules regulations and orders and to enter into interstate and Federal compacts requiring persons who weigh measure sample or test milk to procure permits or certificates to take examinations to pay fees therefor to furnish certain notices records and statements and to use certain methods of weighing measuring sampling and testing authorizing the commission to examine the business papers and premises of milk dealers and producers requiring the keeping of records and the filing of reports by milk dealers and permitting with limitations the use of information obtained thereby authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor and conferring certain powers upon the Governor with respect thereto providing for appeals to the courts from decisions of the commission and for the burden of proof upon such appeals prescribing penalties fines and improvement for violations of this act and rules regulations and orders of the commission defining perjury defining remedies repealing legislation supplied and superseded by this act and saving rights duties and proceedings thereunder and making appropriations" is hereby amended to read as follows

Section 202 Qualifications and Salaries Each member of the commission at the time of his appointment and qualification shall be a citizen of the United States

No member of the commission during his period of service as much shall hold any other office under the laws of this Commonwealth or of the United States

The chairman of the commission shall receive a salary of [six thousand five hundred dollars (\$6500)] seven thousand two hundred fifty dollars (\$7250) per annum The other members of the commission shall receive salaries at the rate of [six thousand dollars (\$600)] six thousand seven hundred fifty dollars (\$6750) per annum

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson,	Frost,	McCormack,	Sarrafi,
Andrews,	Gallagher,	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon,
Barrett,	Gibson,	McDonald,	Schuster,
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen,	Serrill,
Bender,	Gorman,	Mihm,	Shoemaker,
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood,	Miller,	Smith, C. C.,
Boles,	Greer,	Mills,	Smith, C. M.,
Bonawitz,	Griffiths,	Mintess,	Snide,
Boorse,	Guthrie,	Mohr,	Sollenberger,
Bower,	Gyger,	Mooney,	Sorg,
Brelschi,	Hail,	Moore, C. E.,	Sproul,
Brice,	Haller,	Moore, H. A.,	Stank,
Brown,	Haudenschild,	Morrison,	Stimmel,
Brunner,	Helm,	Murray,	Stockham,
Buechin,	Henry,	Myers,	Stonier,
Cadwalader,	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Neff,	Swope,
Cassidy,	Hoffman,	Nelson,	Tah,
Chervenak,	Hoopes,	Naumann,	Thomassy,
Chudoff,	Horan,	Needham,	Tompkins,
Clevenger,	Imbt,	O'Connor,	Thompson,
Cochran,	Jennings,	O'Dare,	Tittle,
Cole,	Johnson,	O'Donnell,	Toomey,
Cook,	Johnston,	O'Neill,	Turner,
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan,
Costa,	Kean,	Petrosky,	Verona,
Crowley,	Kelley,	Pichney,	Wachhaus,
Dague,	Kemp,	Pickens,	Wagner,
Dalrymple,	Kent,	Polaski,	Waldron,
Davison,	Kirley,	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse,
Dennison,	Kratz,	Ragot,	Watkins,
Depuy,	Krise,	Readinger,	Watson,
Dix,	Kurtz,	Reagan,	Weidner,
Dye,	Laughner,	Reese, D. P.,	Weiss,
Efenberg,	Layer,	Reese, R. E.,	Wescott,
Elder,	Lee,	Reilly, J. M.,	West,
Erb,	Lelsey,	Reilly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Yeakel,
Fish,	Lovett,	Robertson,	Yester,
Fiss,	Lyons,	Root,	Yetzer,
Flack,	Madden,	Rose,	Young,
Fleming,	Madigan,	Rowen,	Lichtenwalter,
Foot,	Mazza,	Royer,	Speaker.

NAYS—1

Worley.

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection,

Senate Bill No. 491, Printer's No. 231

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 529, as follows:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania authorizing agreements between Redevelopment Authorities and local taxing authorities limiting for a term not exceeding twenty-five years the amount of annual taxes to be levied upon land acquired for urban redevelopment

The General Assembly of the Commonwealth of Pennsylvania hereby resolves as follows

Section 1 The following amendment to the Constitution of the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That section one of Article nine is hereby amended to read as follows

Section 1 All taxes shall be uniform upon the same class of subjects within the territorial limits of the authority levying the tax and shall be levied and collected under general laws but the General Assembly may by general laws exempt from taxation public property used for public purposes actual places of religious worship places of burial not used or held for private or corporate profit institutions of purely public charity and real and personal property owned occupied and used by any branch post or camp of honorably discharged soldiers sailors and marines and the General Assembly may by general laws authorizing agreements between Redevelopment Authorities and local taxing authorities limiting for a term not exceeding twenty-five years the amount of annual taxes to be levied upon land acquired for urban redevelopment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	McCosker,	McCormack,	Sax,
Andrews,	Gallagher,	McCullough,	Scanlon,
Bane,	Getchey,	McDonald,	Schuster,
Barrett,	Gibson,	McKinney,	Scott,
Baumunk,	Goff,	McMillen,	Serrill,
Beech,	Goodling,	Mihm,	Shoemaker,
Bender,	Gorman,	Mikula,	Simons,
Bentzel,	Graybill,	Miller,	Smith, C. C.,
Bloom,	Greenwood,	Mills,	Smith, C. M.,
Boles,	Greer,	Mintess,	Snider,
Bonawitz,	Griffiths,	Mohr,	Sollenberger,
Boorse,	Guthrie,	Mooney,	Sorg,
Bower,	Gyger,	Moore, C. E.,	Sproul,
Breisch,	Hall,	Moore, H. A.,	Stank,
Brice,	Haller,	Morrison,	Stimmel,
Brown,	Haudenschild,	Murray,	Stockham,
Brunner,	Helm,	Myers,	Stonier,
Bucchin,	Henry,	Najaka,	Stuart,
Cadwaiader,	Hewitt,	Naumann,	Swope,
Capano,	Hocker,	Needham,	Tahl,
Cassidy,	Hoffman,	Neff,	Thomassy,
Chervenak,	Hoopes,	Nelson,	Thompson,
Chudoff,	H ran,	O'Connor,	Tittle,
Clevenger,	Imbt,	O'Dare,	Tompkins,
Cochran,	Jennings,	O'Donnell,	Toomey,
Cole,	Johnson,	O'Neill,	Turner,
Cook,	Johnston,	Orban,	Upshur,
Cooper,	Jones,	Patten,	Vaughan,
Cordier,	Jump,	Petrosky,	Verona,
Costa,	Kean,	Pichney,	Wachhaus,
Crowley,	Kelley,	Pickens,	Wagner,
Dague,	Kemp,	Polaski,	Waldron,
Dalrymple,	Kent,	Powers,	Wallin,
Davison,	Kirley,	Price,	Walton,
De Long,	Kline,	Propert,	Waterhouse,
Demech,	Kohl,	Ragot,	Watkins,
Dennison,	Kratz,	Readinger,	Watson,
Depuy,	Krise,	Reagan,	Weidner,
Dix,	Kurtz,	Reese, D. P.,	Weiss,
Dye,	Laughner,	Reese, R. E.,	Wescott,

Efenberg,
Elder,
Erb,
Evans,
Ewing,
Feola,
Fish,
Fiss,
Flack,
Fleming,
Foor,
Frost

Layer,
Lee,
Lelsey,
Livingston,
Livingstone,
Loftus,
Lovett,
Lyons,
Madden,
Madigan,
Mazza,
Royer

Reilly, J. M.,
Reilly, W. J.,
Richter,
Riley,
Robbins,
Robertson,
Root,
Rose,
Rowen,
Royer,
Sarraf,

West,
Wheeler,
Wolf,
Wood,
Worley,
Yeakel,
Yester,
Yetzer,
Young,
Lichtenwalter,
Speaker

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection,

Senate Bill No. 533, Printer's No. 397 was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 534, as follows:

An Act directing the Department of Public Instruction to revise the curricula of elementary secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands and making an appropriation

Whereas Our forefathers in establishing this country found it desirable that ample provision should be made for education in order to perpetuate the ideals of free government and

Whereas Education can be used either to perpetuate our American way of life or used adversely as in certain European countries to promote the wrong ideologies and

Whereas A thorough education of our people in the excellence of our form of government in the full meaning of the American form of government in the greater understanding of our guaranteed rights of personal liberty personal security and private property in the benefits to be derived from our economic system and in those sound principles which underlie our established social order are essential to a continuation of our way of life and

Whereas In recent years the promotion of the war effort and the curtailment of staff and funds have prevented the Department of Public Instruction from developing and improving the courses of study for the public schools of Pennsylvania to meet present day needs therefore

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Department of Public Instruction is hereby authorized and directed to undertake and promote a revision of the curricula of all elementary secondary and vocational public schools of the Commonwealth for the purpose of offering courses of study to the pupils of such schools which will give to such pupils a thorough and complete education in (1) the history of the American government its principles ideals and advantages (2) the function and place of the Federal State and local government systems under the American form of government (3) the economic system functioning under the American form of government and the advantages thereof (4) the duties and obligations of the individual in relation to our form of government and (5) the affinity between the American form of government and the moral and spiritual concepts of the Nation

Section 2 The sum of tow hundrel thousand dollars (\$200,000) or as much thereof as may be necessary is hereby appropriated out of the General Fund to the Department of Public Instruction for the two fiscal years commencing June first one thousand nine hundred forty-seven for the purpose of revising the elementary secondary and vocational curricula in the public schools of the Commonwealth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Plehnay,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weldner,
Dix,	Layer,	Reese D. P.,	Weiss,
Dye,	Laughner,	Reese R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Flsh,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarrafa,	Speaker.
Frost,			

NAYS—1

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 548, as follows:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing boards of school directors to enter into contracts with the Federal or State Government or any of their agencies or private business or industry for the education of veterans out-of-school youth and adults in the public schools and providing that such persons should not be considered in determining district teaching units as the basis for Commonwealth subsidies and excluding teachers employed to teach such persons from the tenure provisions thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four hundred one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with these provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 688) is hereby further amended by adding at the end thereof a new paragraph to read as follows

Section 401 * * * * *

Every board of school directors shall have authority and are hereby empowered to enter into contracts with the Federal Government or any agency thereof or with the State Government or any agency thereof or with private business or industry for the education of veterans out-of-school youths and adults in the public schools of the district

Section 2 Section one thousand two hundred five of said act as last amended by the act approved the sixteenth day of May one thousand nine hundred forty-five (P. L. 587) is hereby further amended by adding at the end thereof a new paragraph to read as follows

Section 1205 * * * * *

Nothing in the foregoing shall be construed as requiring any board of school directors to give a professional employe contract to any teacher employed in connection with courses being conducted by such school district for veterans out-of-school youth or adults under the terms of a contract between such school district and the Federal Government or any agency thereof or with the State Government or any agency thereof or with private business or industry and no teacher so employed shall be regarded as having attained tenure status in the school district by reason of such employment

Section 3 The first paragraph of section one thousand two hundred forty-two of said act which section was added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows

Section 1242 Every school district and every vocational school district shall be paid by the Commonwealth for the fiscal years 1945-1946 and 1946-1947 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's

public schools and joint elementary schools by one thousand eight hundred dollars (\$1800) and by the district's standard reimbursement fraction Provided That the attendance of pupils being educated in the public schools of a district under contract with the Federal Government or any agency thereof or with the State Government or any agency thereof or with private industry or business shall not be included in determining the number of teaching units upon which such payments are based

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Scott,
Andrews,	Getchey,	McCullough,	Serrill,
Bane,	Gibson,	McDonald,	Sarrau,
Barrett,	Goff,	McKinney,	Scanlon,
Baumunk,	Goodling,	McMillen,	Schuster,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith C C.,
Bloom,	Greer,	Mills,	Smith C M.,
Boies,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore C E.,	Sproul,
Brelsch,	Haller,	Moore, H A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Naumann,	Stuart,
Cadwalader,	Hocker,	Neff,	Swope,
Capano,	Hoffman,	Najaka,	Tahl,
Cassidy,	Hoopes,	Needham,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Dare,	Tittle,
Clevenger,	Jennings,	O'Connor,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kilne,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Layer,	Reese D P.,	Weiss,
Dye,	Laughner,	Reese R E.,	Wescott,
Efenberg,	Lee,	Reilly, J M.,	West,
Elder,	Lelsey,	Reilly, W J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Rilev,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Rover,	Lichtenwalter,
For,	McCormack,	Sax,	Speaker.
Frost,			

NAYS—0

NOT VOTING—1

Trout

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same

with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 555, as follows:

An Act to add section one thousand two hundred sixty-four to the act approved the eighteenth day of May one thousand nine hundred eleven (P.L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" prescribing penalties for knowing falsifying reports or certificates in connection with reimbursements

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article twelve of the act approved the eighteenth day of May one thousand nine hundred eleven (P.L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended by adding at the end thereof a new section to read as follows

Section 1264 Any officer of any school district who knowingly falsifies any report or certificate required to be made for the purpose of obtaining any reimbursement under the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than three hundred dollars (\$300) nor more than one thousand dollars (\$1000) or undergo imprisonment for a term of not less than one (1) month nor more than six (6) months or both in the discretion of the court

And said bill having been read at length the third time considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith C C.,
Bloom,	Greer,	Mills,	Smith C M.,
Boies,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore C E.,	Sproul,
Brelsch,	Haller,	Moore, H A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,

Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davidson.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D P.	Weiss.
Dye.	Layer.	Reese R E.	Wescott.
Efenberg.	Lee.	Relly, J. M.	West.
Elder.	Lelsey.	Relly, W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarra.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 564, as follows:

An Act to amend subsection (f) of section eighteen of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" providing for a space wherein elector shall affix his signature or mark on registration card

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (f) of section eighteen of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs towns and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties

political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" is hereby amended to read as follows

Section 18 Manner of Registration

* * * * *

(f) When the registration of an elector has been completed the registrar commissioner or clerk shall deliver to the registered elector a written or printed statement signed by such registrar commissioner or clerk setting forth the name and address of the elector giving borough town or township and his ward and district if any the fact of registration designation of party enrollment the date thereof [and] the serial number of his registration card and space wherein the elector shall affix his signature or mark

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.
Bloom.	Greer.	Mills.	Smith, C. M.
Boies.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.	Sproul.
Bresch.	Haller.	Moore, H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Buechin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davidson.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D P.	Weiss.
Dye.	Layer.	Reese R E.	Wescott.
Efenberg.	Lee.	Relly, J. M.	West.
Elder.	Lelsey.	Relly, W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarra.	Speaker.
Frost.			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 565, as follows:

An Act to amend subsection (f) of section nineteen of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" providing for a space wherein elector shall affix his signature or mark on registration card

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (f) of section nineteen of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" is hereby amended to read as follows

Section 19 Manner of Registration

(f) When the registration of an elector has been completed the registrar commissioner or clerk shall deliver to the registered elector a written or printed statement signed by such registrar commissioner or clerk setting forth the name and address of the elector his ward and district the fact of registration designation of party enrollment [and] the date thereof and space wherein the elector shall affix his signature or mark The commission upon request made at its office shall deliver such a written or printed statement to any person who is registered under the provisions of the existing registration law

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.
Bloom.	Greer.	Mills.	Smith, C. M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.	Sproul.
Brelschi.	Haller.	Moore, H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmea.
Brown.	Helm.	Murray.	Stockham
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cardwader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassey.
Chervinak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Olevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dairymple.	Kirley.	Powers.	Wallin.
Davison.	Kilne.	Price.	Walton.
De Long.	Kohl.	Probert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins
Dennison.	Krise.	Readinger.	Watson.
Deputy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D. P.	Weiss
Dye.	Layer.	Reese R. E.	Wescott.
Efenberg.	Lee.	Reilly, J. M.	West.
Elder.	Leisey.	Reilly, W. J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Fanning.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young
Fleming.	Mazza.	Royer.	Lichtenwalter
Foor.	McCormack.	Sarraf.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 566, as follows:

An Act to amend subsection (f) of section nineteen of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of

their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" providing for a space wherein elector shall affix his signature or mark or registration card

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (f) of section nineteen of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" is hereby amended to read as follows

Section 19 Manner of Registration

* * * *

(f) When the registration of an elector has been completed the registrar commissioner or clerk shall deliver to the registered elector a written or printed statement signed by such registrar commissioner or clerk setting forth the name and address of the elector his ward and district the fact of registration of party enrollment [and] the date thereof and space wherein the elector shall affix his signature or mark The commission upon request made at its office shall deliver such a written or printed statement to any person who is registered under the provisions of the existing registration law

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Frost,	McCormack,	Sarraf,
Andrews,	Gallagher,	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon,
Barrett,	Gibson,	McDonald,	Schuster,
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen,	Serrill,
Bender,	Gorman,	Mihm,	Shoemaker,
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood,	Miller,	Smith, C. C.,
Boles,	Greer,	Mills,	Smith, C. M.,
Bonawitz,	Griffiths,	Mintess,	Snider,
Boorse,	Guthrie,	Mohr,	Sollenberger,
Bower,	Gyger,	Mooney,	Sorg,
Brelsch,	Hall,	Moore, C. E.,	Sproul,
Brice,	Haller,	Moore, H. A.,	Stank,

Brown,	Haudenschild,	Morrison,	mmel,
Brunner,	Helm,	Murray,	Stockham,
Buchin,	Henry,	Myers,	Stonier,
Cadwalader,	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope,
Cassidy,	Hoffman,	Needham,	Tahl,
Chervenak,	Hoopes,	Neff,	Thomassy,
Chudoff,	Horan,	Nelson,	Thompson,
Clevenger,	Imbt,	O'Connor,	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins,
Cole,	Johnson,	O'Donnell,	Toomey,
Cook,	Johnston,	O'Neill,	Turner,
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan,
Costa,	Kean,	Petrosky,	Verona,
Crowley,	Kelley,	Pichney,	Wachhaus,
Dague,	Kemp,	Pickens,	Wagner,
Dalrymple,	Kent,	Polaski,	Waldron,
Davison,	Kirley,	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse,
Dennison,	Kratz,	Ragot,	Watkins,
Deputy,	Krise,	Readinger,	Watson,
Dix,	Kurtz,	Reagan,	Weldner,
Dye,	Laughner,	Reese D P.,	Weiss,
Efenberg,	Layer,	Reese R. E.,	Wescott,
Elder,	Lee,	Relly, J. M.,	West,
Erb,	Leisey,	Relly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Worley,
Fish,	Lovett,	Robertson,	Yeakel,
Fiss,	Lyons,	Root,	Yester,
Flack,	Madden,	Rose,	Yetzer,
Fleming,	Madigan,	Rowen,	Young,
Foor,	Mazza,	Royer,	Lichtenwalter,

Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 567, as follows:

An Act to amend subsection (f) of section nineteen of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1132) entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrollment as member of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controller registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" providing for a space wherein elector shall affix his signature or mark on registration card

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (f) of section nineteen of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1132) entitled "An act to provide for the permanent personal registration of electors in cities

of the second class A as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" is hereby amended to read as follows

Section 19 Manner of Registration

(f) When the registration of an elector has been completed the registrar commissioner or clerk shall deliver to the registered elector a written or printed statement signed by such registrar commissioner or clerk setting forth the name and address of the elector his ward and district the fact of registration designation of party enrollment [and] the date thereof and space wherein the elector shall affix his signature or mark The commission upon request made at its office shall deliver such a written or printed statement to any person who is registered under the provisions of the existing registration law

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Frost,	McCormack,	Sarra,
Andrews,	Gallagher,	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon,
Barrett,	Gibson,	McDonald,	Schuster,
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen,	Serrill,
Bende,	Gorman,	Mihm,	Shoemaker,
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood,	Miller,	Smith, C. C.,
Boles,	Greer,	Mills,	Smith, C. M.,
Bonawitz,	Griffiths,	Mintess,	Snider,
Boorse,	Guthrie,	Mohr,	Sollenberger,
Bower,	Gyger,	Mooney,	Sorg,
Brelsch,	Hall,	Moore, C. E.,	Sproul,
Brice,	Haller,	Moore, H. A.,	Stank,
Brown,	Haudenschild,	Morrison,	Stimmel,
Brunner,	Helm,	Murray,	Stockham,
Bucchin,	Henry,	Myers,	Stonier,
Cadwalader,	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope,
Cassidy,	Hoffman,	Needham,	Tahl,
Chervenak,	Hoopas,	Neff,	Thomassy,
Chudoff,	Horan,	Nelson,	Thompson,
Clevenger,	Imbt,	O'Connor,	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins,
Cole,	Johnson,	O'Donnell,	Toomey,
Cook,	Johnston,	O'Neill,	Turner,
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan,
Costa,	Kean,	Petrosky,	Verona,
Crowley,	Kelley,	Pichney,	Wachhaus,
Dague,	Kemp,	Pickens,	Wagner,
Dalrymple,	Kent,	Polaski,	Waldron,
Davison,	Kirley,	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse,
Dennison,	Kratz,	Ragot,	Watkins,
Depuy,	Krise,	Readinger,	Watson,
Dix,	Kurtz,	Reagan,	Weidner,
Dye,	Laughner,	Reese, D. P.,	Weiss,
Efenberg,	Layer,	Reese, R. E.,	Wescott,
Elsh,	Lee,	Reilly, J. M.,	West,

Erb,	Leisey,	Reilly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Worley,
Fish,	Lovett,	Robertson,	Yeakel,
Fiss,	Lyons,	Root,	Yester,
Flack,	Madden,	Rose,	Yetzer,
Fleming,	Madigan,	Rowen,	Young,
For,	Mazza,	Royer,	Lichtenwalter,
			Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 568, as follows:

An Act to amend section twenty point one of the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" providing for a space wherein elector shall affix his signature or mark on registration card

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty point one of the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household good and boards of school directors and imposing penalties" as added by the act approved the thirty-first day of July one thousand nine hundred forty-one (P. L. 710) is hereby amended to read as follows

Section 20.1 When the registration of an elector registered thereafter has been completed the registrar com-

missioner employe or clerk shall deliver to such registered electors a written or printed statement signed by such registrar commissioner employe or clerk setting forth the name and address of the elector his ward and district the fact of registration designation of party enrollment the date thereof the serial number of the elector's registration card space wherein the elector shall affix his signature or mark and such other information as the commission may deem advisable Each such statement shall contain a warning to the effect that the said statement relates only to the time of the issuance thereof and is not of itself evidence or proof of the elector's qualifications to vote at any election or primary Upon request made at the office of the commission by any registered elector who has been registered prior thereto the commission if satisfied that such elector is a qualified elector of the district in which he is registered shall mail or deliver such a statement of his registration to such elector

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Frost,	McCormack,	Sarra,
Andrews,	Gallagher,	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon,
Barrett,	Gibson,	McDonald,	Schuster,
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen,	Serrill,
Bender,	Gorman,	Mihm,	Shoemaker,
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood,	Miller,	Smith, C. C.,
Boles,	Greer,	Mills,	Smith, O. M.,
Bonawitz,	Griffiths,	Mintess,	Snider,
Boorse,	Guthrie,	Mohr,	Sollenberger,
Bower,	Gyger,	Mooney,	Sorg,
Breisch,	Hall,	Moore, C. E.,	Sproul,
Brice,	Haller,	Moore, H. A.,	Stank,
Brown,	Haudenschild,	Morrison,	Stimmel,
Brunner,	Helm,	Murray,	Stockham,
Bucchin,	Henry,	Myers,	Stonier,
Cadwalader,	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope,
Cassidy,	Hoffman,	Needham,	Tahl,
Chervenak,	Hoopes,	Neff,	Thomassy,
Chudoff,	Horan,	Nelson,	Thompson,
Clevenger,	Imbt,	O'Connor,	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins,
Cole,	Johnson,	O'Donnell,	Toomey,
Cook,	Johnston,	O'Neill,	Turner,
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan,
Costa,	Kean,	Petrosky,	Verona,
Crowley,	Kelley,	Pichney,	Wachhaus,
Dague,	Kemp,	Pickens,	Wagner,
Dalrymple,	Kent,	Polaski,	Waldron,
Davison,	Kirley,	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse,
Dennison,	Kratz,	Ragot,	Watkins,
Depuy,	Krise,	Readinger,	Watson,
Dix,	Kurtz,	Reagan,	Weidner,
Dye,	Laughner,	Reese D. P.,	Weiss,
Efenberg,	Layer,	Reese R. E.,	Westcott,
Elder,	Lee,	Reilly, J. M.,	West,
Erb,	Lelsey,	Reilly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Worley,
Flsh,	Lovett,	Robertson,	Yeakel,
Flis,	Lyons,	Root,	Yester,
Flack,	Madden,	Rose,	Yetzer,
Fleming,	Madigan,	Rowen,	Young,
Foor,	Mazza,	Royer,	Lichtenwalter

Speaker

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 578, Printer's No. 603

was passed over at the request of Mr. O'CONNOR.

There being no objection,

Senate Bill No. 615, Printer's No. 383 and

Senate Bill No. 636, Printer's No. 633

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 666, as follows:

An Act to facilitate vehicular traffic between the Commonwealth of Pennsylvania and the State of New Jersey by providing for the construction operation and maintenance of a tunnel or tunnels under the Delaware River and connecting the Commonwealth of Pennsylvania at or near Philadelphia County or Delaware County or any county contiguous to these counties with the State of New Jersey providing for the creation of the Delaware Tunnel Board and conferring powers and imposing duties on said Board authorizing the Board to enter into a contract with a duly constituted and authorized commission created by the laws of the State of New Jersey with powers similar to the powers conferred on the Board authorizing and empowering the Board to enter into a contract with any New Jersey commission which contract may provide that the Delaware River tunnel or tunnels may be constructed maintained and operated jointly by the Board and the New Jersey commission or by the Board with the approval of the commission or by the commission with the approval of the Board authorizing the issuance of tunnel revenue bonds jointly by the Board and the commission or by the Board with the approval of the commission or by the commission with the approval of the Board payable solely from tolls to pay the cost of such tunnel or tunnels providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operations and repair of the tunnel or tunnels making such bonds and tunnel or tunnels and property used in connection therewith exempt from taxation constituting such bonds legal investments in certain instances prescribing conditions upon which such tunnel or tunnels shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission giving the Board under certain conditions the right to act in the State of New Jersey and giving the commission under certain conditions the right to act in the State of Pennsylvania and authorizing the issuance of tunnel revenue refunding bonds

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 In order to facilitate vehicular traffic between the Commonwealth of Pennsylvania and the State of New Jersey the Delaware Tunnel Board hereinafter created is hereby authorized and empowered to construct operate and maintain a tunnel or tunnels under the Delaware River which shall connect the Commonwealth of Pennsylvania at or near Philadelphia County or Delaware County or any county contiguous to these counties with

the State of New Jersey but no tunnel shall be constructed within a distance of ten miles measured along the boundary line between the Commonwealth of Pennsylvania and State of New Jersey measured from the Delaware River Bridge connecting the City of Philadelphia and the City of Camden or at any location in violation of any compact between the State of New Jersey and the Commonwealth of Pennsylvania

Section 2 Tunnel revenue bonds issued under the provisions of this act shall not be deemed to be a debt of the Commonwealth or a pledge of the faith and credit of the Commonwealth but such bonds shall be payable exclusively from the fund herein provided therefor from tolls All such bonds shall contain a statement on their face that the Commonwealth is not obligated to pay the same or the interest thereon except from tolls and that the faith and credit of the Commonwealth is not pledged to the payment of the principal or interest of such bonds The issuance of tunnel revenue bonds under the provisions of this act shall not directly or indirectly or contingently obligate the Commonwealth to levy or to pledge any form of taxation whatever therefor or to make any appropriation for their payment

Section 3 The following words and terms shall have the following meanings

(a) The word "Board" shall mean the Delaware Tunnel Board hereinafter created or if said board shall be abolished any board commission or officer succeeding to the principal functions thereof or upon whom powers given by this act to said Board shall be given by law

(b) The word "Commission" shall mean any board commission or authority which by virtue of powers granted to it by the State of New Jersey shall have the right to construct operate or maintain independently or jointly with the Board hereby created a tunnel or tunnels under the Delaware River connecting the Commonwealth of Pennsylvania with the State of New Jersey and shall include any county of the State of New Jersey any board bureau commission authority or any other instrumentality or agency created by any county of the State of New Jersey or in the event the agency created by the State of New Jersey for this purpose shall be abolished any agency succeeding to the principal functions thereof and upon whom powers are given by the laws of the State of New Jersey

(c) The word "owner" shall include all individuals copartnerships associations or corporations having any title or interest in any property rights easements or franchises authorized to be acquired by this act

(d) The word "Tunnel" shall mean the tunnel or tunnels to be constructed operated and maintained under the Delaware River which shall connect the Commonwealth of Pennsylvania at or near Philadelphia County or Delaware County or any other county contiguous to these counties with the State of New Jersey and shall also include all property rights easements and franchises relating hereto and deemed necessary or convenient for the construction or operation thereof

(e) The term "cost of the tunnel" shall embrace the cost of constructing the tunnel the cost of all lands properties rights easements and franchises acquired which are deemed necessary for such construction the cost of all machinery and equipment financing charges interest prior to and during construction and for one year after completion of construction cost of traffic estimates and of engineering and legal expenses plans specifications surveys estimates of cost and of revenues engineering services in connection with the said tunnel other expenses necessary or incident to determine the feasibility or practicability of the enterprise administrative expense and such other expenses as may be necessary or incident to the financing herein authorized the construction of the tunnel its approaches or roads leading thereto and therein the placing of the same in operation and the condemnation of property necessary for such construction and operation

Section 4 There is hereby created a Board to be known

as the "Delaware Tunnel Board" The Board shall consist of five members The five members shall be appointed by the Governor by and with the advice and consent of two-thirds of the members of the Senate and shall be residents of the Commonwealth of Pennsylvania at the time of their appointment and qualification and shall also at such time have been qualified electors therein for a period of at least one year next preceding their appointment The appointed members of the Board shall continue in office for terms of one two three four and five years respectively from the dates of their appointment and shall serve until their respective successors shall be duly appointed and qualified the term of each appointed member to be designated by the Governor at the time of his the member's appointment but their successors shall each be appointed for a term of five years except that any person appointed to fill a vacancy shall serve only for the unexpired term and any member of the Board shall be eligible for reappointment Immediately after such appointments the members of the Board shall enter upon their duties the members from Pennsylvania and the members from New Jersey shall for the purpose of doing business constitute a joint board but no action of the joint board shall be binding unless a majority of the members of the board from Pennsylvania and a majority of the members of the commission from New Jersey shall vote in favor thereof Each appointed member of the Board before entering upon his duties shall take the oath prescribed by Article VIII of the Constitution of the Commonwealth The Board shall elect one of the appointed members as Chairman of the Board and shall also elect a secretary and A treasurer who may not be a member of the Board three members of the Board shall constitute a quorum who for all purposes must act unanimously No vacancy in the Board shall impair the right of quorum of the Board to exercise all the rights and perform all the duties of the Board Before the issuance of any tunnel revenue bonds under the provisions of this act each appointed member of the Board shall execute a bond in the penalty of \$25,000 and the secretary and the treasurer shall execute a bond in the penalty of \$50,000 each such bond to be approved by the Governor and to be conditioned upon the faithful performance of the duties of the respective offices which bonds shall be filed in the office of the Secretary of the Commonwealth The Board shall make necessary rules and regulations for its own government and shall have power and authority to acquire own use hire lease operate and dispose of personal property real property and interests in real property and to make and enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers under this act and to employ engineering traffic architectural and construction experts and inspectors and attorneys and such other employees as may be necessary in its judgment and fix their compensation Each appointed member of the Board shall receive an annual salary of \$5000 payable in monthly installments and each member of the Board shall be reimbursed for necessary expenses incurred in the performance of his duties All such compensation and salaries and all expenses incurred in carrying out the provisions of this act shall be paid solely from the funds provided under the authority of this act and no liability or obligation shall be incurred hereunder beyond the extent to which money shall have been provided under the authority of this act All public or private property damaged or destroyed in carrying out the powers granted by this act shall be restored or repaired and placed in their its original condition as nearly as practicable or adequate compensation made therefor out of funds provided under the authority of this act

Section 5 The Board is hereby authorized and empowered to acquire by purchase whenever it shall deem such purchase expedient rights of way franchises easements and other interests in lands as it may deem necessary for the construction and operation of the tunnel upon such terms and at such price as may be considered by it to be reasonable and can be agreed upon between

the Board and the owner thereof and to take title thereto in the name of the Board

Whenever a reasonable price cannot be agreed upon or whenever the owner is legally incapacitated or is absent or is unable to convey valid title or is unknown the Board is hereby authorized and empowered to acquire by condemnation any lands rights easements franchises and other property deemed necessary or convenient for the construction or the efficient operation of the tunnel in the manner hereinafter provided In such event application shall be made by the Board acting through the Department of Justice or by any owner or owners to the court of common pleas of the county in which the property is located for the appointment of viewers Whereupon said court or any law judge thereof shall appoint from the board of viewers or in counties of the first class from the board of revision of taxes three persons to view such property and estimate the value thereof The court shall fix a time not less than twenty nor more than thirty days thereafter when the viewers shall meet upon the property and view the same The viewers shall cause at least ten days' personal notice of the time and place of such meeting to be given to the Attorney General and to the owner or owners if resident within said county If the owner is a corporation such notice shall be given to the president secretary or treasurer thereof if such officer resides within said county If neither owner nor any of such officers reside within the county or cannot be found therein or is unknown notice of such first meeting shall be given as the court may direct The viewers having been duly sworn or affirmed faithfully and impartially to perform the duties required of them under the provisions of this act shall at the time fixed for the first meeting proceed at such meeting and any necessary subsequent meetings to ascertain as accurately as may be the value of such lands rights easements or franchises and to that end may require the attendance of any person whose testimony may be pertinent thereto and production of any such books or papers as the viewers may deem necessary If any person shall refuse to appear and testify before such viewers or refuse to produce such books and papers when they are required then the court or any judge thereof shall on application of the viewers or a quorum thereof make such order therein as may be necessary Whenever the viewers shall have ascertained the value of the lands rights easements or franchises they shall prepare a full report of their labors Upon the completion of the report the viewers shall fix a time when they shall meet and exhibit same Ten days' written notice of the time and place of such meeting together with a copy of said report shall be given to the chairman of the Board to the Attorney General and to the owner or owners of the property condemned At the time and place mentioned in such notice the viewers shall meet and publicly exhibit the report and hear all exceptions thereto After making any changes in such report as they may deem necessary the same shall be filed in the court Within thirty days after the filing of the report in the court the Board acting through the Department of Justice or any person interested may file exceptions thereto or take an appeal therefrom to the court of common pleas of such county Whereupon the court on such exceptions or appeal may confirm the report absolutely or modify it or refer it back to the same or to any viewers with like powers and duties of the former viewers Within thirty days after final action on the report by the court the Board acting through the Department of Justice or any person interested may demand a trial by jury From the action of the court on exceptions or from any judgment after a jury trial an appeal may be taken by any party to the Supreme or Superior Court Title to any property condemned by the Board shall be taken in the name of the Board The Board shall be under no obligation to accept and pay for any property condemned or any costs incidental to any condemnation proceedings and shall in no event pay for the same except from the funds provided by this act and in any condemnation proceedings the court having jurisdiction of the suit action

or proceedings may make such orders as may be just to the Board and to the owners of the property to be condemned and may require an undertaking or other security to secure such owners against any loss or damage by reason of the failure of the Board to accept and pay for the property but such undertaking or security shall impose no liability upon the Commonwealth except such as may be paid from the funds provided under the authority of this act

In addition to the foregoing powers the Board and its authorized agents and employees may enter upon any lands waters and premises in the State for the purpose of making surveys soundings drillings and examinations as it may deem necessary or convenient for the purpose of this act and such entry shall not be deemed a trespass

All counties cities boroughs townships and other political subdivisions and municipalities and all public agencies and commissions of the Commonwealth of Pennsylvania notwithstanding any contrary provision of law are hereby authorized and empowered to lease lend grant or convey to the Board upon its request upon such terms and conditions as the proper authorities of such counties cities boroughs townships political subdivisions or other municipalities may deem reasonable and fair and without the necessity for any advertisement order of court or other action or formality other than the regular and formal action of the authorities concerned any real property which may be necessary or convenient to the effectuation of the authorized purposes of the Board including real property already devoted to public use

Whenever the Board decides to acquire lands rights easements and franchises or interests therein by condemnation as hereinbefore provided and has tendered a bond or other security in sufficient sum to secure the owner or owners for damages and the same has been accepted or if the acceptance of said bond has been refused and the same has been filed in and approved by the court in which such condemnation proceeding is instituted the Board shall have the right to immediate possession of the property which is the subject matter of the condemnation proceedings and may enter thereon in the name of the Board If the owner lessee or occupier of any of said premises shall refuse to remove his personal property therefrom or give up possession thereof the Board may proceed to obtain possession in the manner now provided by law for obtaining possession by the Secretary of Highways of occupied structures

Section 6 The Board hereby created may contract with Commission to provide for the construction operation and maintenance by the said Board or jointly by the said Board and said Commission or by such Commission with the approval of the said Board to the extent provided by such contract of a tunnel which is partly within the Commonwealth of Pennsylvania and partly within the State of New Jersey if such Commission shall be authorized and empowered under the laws of the State creating such Commission to provide for the construction operation and maintenance of such tunnel Such contract may also provide for the financing of such tunnel by the issuance of revenue bonds by the said Board or by said Commission or jointly by the Board and Commission such bonds to be payable solely from the revenues of such tunnel and pledging of the revenues of such tunnel as security for such bonds and for the execution of a trust indenture in accordance with the provision of the laws of the Commonwealth of Pennsylvania and laws of the State of New Jersey which trust indenture may among other things express the terms of such pledge and of the pledge of the proceeds of the bonds and may define the rights and remedies of the bondholders of the trustee So long as any obligation or duties imposed upon the said Board under the terms of such contract remain unfulfilled or remain to be performed the existence of the said Board shall not be terminated or its powers abridged prior to the expiration of the term of its corporate life

The said Board and the said Commission entering into such contract may jointly exercise in such adjoining state

to the extent permitted by the laws thereof and by such contract any and all powers with respect to the construction operation and maintenance of such tunnel conferred upon said Commission by the laws of such adjoining state and may jointly exercise in said adjoining state and all powers with respect to the acquisition of franchises permits and other rights and real and personal property conferred upon said Commission by the laws of New Jersey and the said Commission entering into such contract may exercise in the Commonwealth of Pennsylvania but only jointly with said Board or with the approval of said Board to the extent provided by such contract any and all powers with respect to the construction operation and maintenance of such tunnel and with respect to the acquisition thereof of franchises permits and other rights and real and personal property which are conferred upon said Board under the laws of the Commonwealth of Pennsylvania Provided however That the right of eminent domain may be exercised in the Commonwealth of Pennsylvania only by said Board

So long as there shall be no default in the performance of any covenant condition agreement or provision contained in such bonds or in the resolution or indenture under which such bonds may be issued tolls for transit through such tunnel and other charges for the use thereof shall be fixed jointly by the said Board and by the said Commission or by the agency issuing the bonds to finance such tunnel But in the event of any such default and during the continuance thereof the fixing of such tolls and other charges shall be governed by the laws of the Commonwealth or the State of New Jersey and by the provisions of the resolution or the trust indenture under which such bonds may be issued The said Board or Commission issuing such bonds may pledge such tolls and other charges to the payment of such bonds and such tolls and other charges shall at all times be so fixed and adjusted as to provide a sinking fund sufficient to pay such bonds and the interest thereon and to provide an additional fund to pay the cost of maintaining repairing and operating such tunnel and such tolls may be continued until and only until such bonds and any bonds issued to refund the same and the interest thereon and all claims outstanding against such Board and Commission with respect to such tunnel shall have been paid and thereupon such tunnel and its appurtenances shall vest jointly in the Commonwealth of Pennsylvania and such adjoining state

Section 7 Any such tunnel and all property acquired or used for the purposes thereof in the Commonwealth of Pennsylvania shall be deemed to be public property used for public purposes and such tunnel and property and the revenues thereof and the bonds of said Board or Commission issued to finance such tunnel and the income therefrom (including any profits made on the sale thereof) shall at all times be free from taxation within the Commonwealth of Pennsylvania

Section 8 The Board is hereby constituted an instrumentality of the Commonwealth and the exercise by the Board of the powers conferred by this act in the construction operation and maintenance of the tunnel shall be deemed and held to be an essential governmental function of the Commonwealth The Delaware Tunnel Board created by this act by that name may sue and be sued plead and be impleaded contract and be contracted with and have an official seal

Section 9 The Board hereby created may proceed with the construction operation and maintenance of the said tunnel independently or jointly with the Commission without the approval permit or authorization of any other of Pennsylvania it being the intent of this act to vest bureau department or commission of the Commonwealth in the said Board all power authority and rights which said Board may require for the purpose of carrying into effect the provisions of this act

Section 10 The Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting

jointly are hereby authorized to provide by resolution at one time or from time to time for the issuance of tunnel revenue bonds of the Commonwealth for the purpose of paying the cost as hereinabove defined of the tunnel which resolution shall recite an estimate of such cost The principal and interest of such bonds shall be payable solely from the special fund herein provided for such payment The bonds shall be dated shall bear interest at such rate or rates not exceeding six per centum per annum payable semi-annually shall mature at such time or times not exceeding forty years from their date or dates as may be determined by the Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly and may be made redeemable before maturity at the option of the Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly at such price or prices and under such terms and conditions as may be fixed by the Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly prior to the issuance of the bonds Provided however That the amount of premium on any bonds shall not cause the yield to be more than six per centum per annum from the date of such bonds to the date of their redemption The bonds may be issued in series with varying provisions as to rates of interest maturity and other provisions not inconsistent with this act but all bonds of whatever series shall share ratably in the tolls hereinafter pledged as security therefor The principal and interest of such bonds may be made payable in any lawful medium The Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly shall determine the form of the bonds including any interest coupons to be attached thereto and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest thereof which may be at any bank or trust company within or without the Commonwealth Where the bonds are issued jointly by the Board and the Commission the chairman of said Board and the chairman of said Commission shall sign the bonds and the official seals of the Commission and Board shall be affixed thereto and their secretaries shall attest the said bonds but in the event that the Board or Commission issue such bonds as hereinabove provided then only the chairman of the Board or Commission as the case may be shall sign said bonds and shall affix the official seal thereto of the issuing agency and the said bonds shall be attested by the secretary of said issuing agency and any coupons attached to the bonds shall bear the facsimile signature of the officer or officers hereby authorized to sign the bonds In case any officer whose signature shall appear on any bonds or coupons shall cease to be such officer before the delivery of such bonds such signature shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery All tunnel revenue bonds issued under the provisions of this act shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under the negotiable instruments law of the Commonwealth The bonds may be issued in coupon or in registered form or both as the Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly may determine and provisions may be made for the registration of any coupon bond as to principal alone and also as to both principal and interest and registered and coupon bonds shall be interchangeable The Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly are hereby authorized and empowered to sell and may sell such bonds in such manner and for such price as the issuing agency may determine to be for the best interests of such Board or Com-

mission or both The proceeds of such bonds shall be used solely for the payment of the cost of the tunnel and shall be disbursed upon requisition of the chairman of the Board acting with the approval of the commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly under such restrictions if any as the resolution authorizing the issuance of the bonds or the trust indenture hereinafter mentioned may provide If the proceeds of such bonds by error of calculation or otherwise shall be less than the cost of the tunnel additional bonds may in like manner be issued to provide the amount of such deficit and unless otherwise provided in the resolution authorizing the issuance of the bonds or in the trust indenture shall be deemed to be of the same issue and shall be entitled to payment from the same fund without preference or priority of the bonds first issued If the proceeds of the bonds shall exceed the cost of the tunnel the surplus shall be paid into the fund hereinafter provided for the payment of principal and interest of such bonds Prior to the preparation of definite bonds the Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly may under like restrictions issue temporary bonds with or without coupons exchangeable for definite bonds upon the issuance of the latter The Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly may also provide for the replacement of any bond which shall become mutilated or be destroyed or lost Such tunnel revenue bonds may be issued without any other proceedings or the happening of any other conditions or things than those proceedings conditions and things which are specified and required by this act

Such bonds are hereby made securities in which all State and municipal officers and administrative departments boards and commissions of the Commonwealth all banks bankers savings bank trust companies saving and loan associations investment companies and other persons carrying on a banking business all insurance companies insurance associations and other persons carrying on an insurance business and all administrators executors guardians trustees and other fiduciaries and all other persons whatsoever who now or may hereafter be authorized to invest in bonds or other obligations of the Commonwealth may properly and legally invest any funds including capital belongings to them or within their control and said bonds or other securities or obligations are hereby made securities which may properly and legally be deposited with and received by any State or municipal officers or agency of the Commonwealth for any purpose for which the deposit of bonds or other obligations of the Commonwealth is now or may hereafter be authorized by law

Section 11 All moneys received from any bonds issued pursuant to this act shall be applied solely to the payment of the cost of the tunnel or to the appurtenant fund and there shall be and hereby is created and granted a lien upon such moneys until so applied in favor of holders of such bonds or the trustee hereinafter provided for in respect of such bonds

Section 12 In the discretion of the Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly such bonds may be secured by a trust indenture by and between the Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly and a corporate trustee which may be any trust company or bank having the powers of a trust company within or outside of the Commonwealth Such trust indenture may pledge or assign tolls and revenue to be received but shall not convey or mortgage the tunnel or any part thereof Either the resolution providing for the issuance of such bonds or such trust indenture may contain such provisions for protecting and

enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of law including covenants setting forth the duties of the Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly in relation to the acquisition of properties and the construction maintenance operation and repair and insurance of the tunnel and the custody safeguarding and application of all moneys It shall be lawful for any bank or trust company incorporated under the laws of this Commonwealth to act as depository of the proceeds of the bonds or revenues and to furnish such indemnity bonds or to pledge such securities as may be required by the Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly Such indenture may set forth the rights and remedies of the bondholders and of the trustee and may restrict the individual right of action of bondholders as is customary in trust indentures securing bonds and debentures of corporations In addition to the foregoing such trust indenture may contain such other provisions as the Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly may deem reasonable and proper for the security of bondholders All expenses incurred in carrying out such trust indenture may be treated as a part of the cost of maintenance operation and repair of the tunnel

Section 13 The accomplishment by the Board and the Commission or the Board or Commission of the authorized purposes stated in this act being for the benefit of the people of the Commonwealth and New Jersey and for the improvement of their commerce and prosperity in which accomplishment the Board or the Commission or both will be performing essential governmental functions the Board or the Commission or both shall not be required to pay any taxes or assessments on any property acquired or used by the said Board or Commission or both for the purposes provided in this act and the bonds or other securities and obligations issued by the Board or the Commission or both their transfer and the income therefrom including any profits made on the sale thereof shall at all times be free from taxation within the Commonwealth

Section 14 The Board acting with the approval of the Commission or the Commission acting with the approval of the Board or the Board and the Commission acting jointly are hereby authorized to fix and to revise from time to time tolls for the use of the tunnel and to charge and collect the same and to contract with any person partnership association or corporation desiring the use thereof Such tolls shall be so fixed and adjusted as to provide a fund at least sufficient with other revenues of the tunnel if any to pay (a) the cost of maintaining repairing and operating the tunnel and (b) the bonds and the interest thereon and all sinking fund requirements and other requirements provided by the resolution authorizing the issuance of the bonds or by the trust indenture as the same shall become due Such tolls shall not be subject to supervision or regulation by any other State commission board bureau or agency The tolls and all other revenues derived from the tunnel except such part thereof as may be required to pay the cost of maintaining repairing and operating the tunnel and to provide such reserves therefor as may be provided for in the resolution authorizing the issuance of the bonds or in the trust indenture shall be set aside at such regular intervals as may be provided in such resolution or such trust indenture in a sinking fund which is hereby pledged to and charged with the payment of (1) The interest upon such bonds as such interest shall fall due (2) The principal of the bonds as the same shall fall due (3) The necessary fiscal agency charges for paying principal and interest and (4) any premium upon bonds retired by call or purchase as herein provided The use and disposition of such sinking fund shall be subject to such regula-

tions as may be provided in the resolution authorizing the issuance of bonds or in the trust indenture but except as may otherwise be provided in such resolution or trust indenture such sinking fund shall be a fund for the benefit of all bonds issued hereunder without distinction or priority of one over another Subject to the provisions of the resolutions authorizing the issuance of bonds or of the trust indenture and moneys in such sinking fund in excess of an amount equal to one year's interest on all bonds then outstanding may be applied to the purchase or redemption of bonds All bonds so purchased or redeemed shall forthwith be cancelled and shall not again be issued

Section 15 The Board with the approval of the Commission or the Commission with the approval of the Board or the Board and Commission are hereby authorized to provide by resolution for the issuance of tunnel revenue refunding bonds for the purpose of refunding any tunnel revenue bonds issued under the provisions of this act and then outstanding The issuance of such tunnel revenue refunding bonds the maturities and other details thereof the rights of the holders thereof and the duties of the Commonwealth and of the Board or Commission or both in respect to the same shall be governed by the foregoing provisions of this act in so far as the same may be applicable and by the following provisions

(a) No tunnel revenue refunding bonds shall be delivered unless delivered in exchange for tunnel revenue bonds to be refunded thereby except in the amount necessary to provide for the payment of matured or redeemable tunnel revenue bonds or tunnel revenue bonds maturing or redeemable within three months including any redemption premium thereon

(b) No tunnel revenue refunding bonds shall be issued unless to refund tunnel revenue bonds which have matured or will mature within three months or unless the interest rate of the tunnel revenue refunding bonds shall be at least one-fourth of one per centum less than the interest rate borne by the tunnel revenue bonds to be refunded

Section 16 Any holder of bonds issued under the provisions of this act or any of the coupons attached thereto and the trustee under the trust indenture if any except to the extent the rights herein given may be restricted by resolution passed before the issuance of the bonds or by the trust indenture may either at law or in equity by suit action mandamus or other proceedings protect and enforce any and all rights granted hereunder or under such resolution or trust indenture and may enforce and compel performance of all duties required by this act or by such resolution or trust indenture to be performed by the Board or Commission or both or any officer thereof including the fixing charging and collecting of tolls for the use of the tunnel

Section 17 When all bonds and the interest thereon shall have been paid or a sufficient amount for the payment of all bonds and the interest to maturity thereon shall have been set aside in trust for the benefit of the bondholders and shall continue to be held for that purpose and after all claims outstanding against the Board or Commission or both shall have been paid or provisions thereof have been made thereupon such tunnel and its appurtenances shall vest jointly in the Commonwealth of Pennsylvania and in the State of New Jersey and thereupon the tunnel shall be maintained by the Commonwealth of Pennsylvania and the State of New Jersey on an equal cost basis and the Board and the Commission shall be dissolved and all funds of the Board or the Commission or both not required for the payment of the bonds or for the payment of any other claim shall be divided equally between the Commonwealth of Pennsylvania and the State of New Jersey and thereafter the tunnel shall be free of tolls

Section 18 The foregoing sections of this act shall be deemed to provide an additional and alternative method for the doing of the things authorized thereby and shall be regarded as supplemental and additional to powers conferred by other laws and shall not be regarded as in

derogation of any powers now existing Such sections being necessary for the welfare of the Commonwealth and its inhabitants shall be liberally construed to effect the purposes thereof

Section 19 The provisions of this act are severable and if any of its provisions shall be held unconstitutional by any court of competent jurisdiction the decision of such court shall not affect or impair any of the remaining provisions It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included therein

Section 20 The act approved the twenty-second day of December one thousand nine hundred thirty-three (1933-1934 P. L. 108) entitled "An act providing for the construction of a tunnel or tunnels between the State of New Jersey and the Commonwealth of Pennsylvania under the Delaware River and the issuance of permits therefor" as amended by the act approved the twentieth day of June one thousand nine hundred thirty-nine (P. L. 469) and the act approved the twentieth day of June one thousand nine hundred thirty-nine (P. L. 470) entitled "An act to authorize any Authority organized under the Municipality Authorities Act of one thousand nine hundred and thirty-five as amended to contract with any county or commission thereof in an adjoining state with respect to the financing construction operation and maintenance of an interstate tunnel providing for the issuance of revenue bonds the execution of trust indentures and the fixing of tolls and providing the acquisition of franchises permits and real and personal property conferring powers upon such Authority and such county or commission and exempting from taxation within the Commonwealth any such tunnel the property and revenues therefrom and the bonds of such Authority county or commission issued to finance such tunnels" are hereby repealed and all other acts and parts of acts inconsistent with the provisions of this act are hereby repealed

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TURNER. Mr. Speaker, Senate Bill 666 is a ripped bill. It rips out an authority, which in conjunction with similar commission in the State of New Jersey has been functioning for a number of years in an endeavor to build a tunnel under the Delaware River at approximately Hog Island in Delaware to Gloucester County, New Jersey.

Back as far as 1931 as I recall it,—or 1933, there was legislation passed in this House that would enable a private corporation to construct a tunnel under the Delaware River at this point. The Reconstruction Finance Corporation would not make a loan to a private corporation, and so subsequently legislation was passed which enabled the County of Delaware to set up an authority which could cooperate with a similar organization in the State of New Jersey for the purpose of building the tunnel. Engineering and architectural work was done, preliminary traffic surveys were made, and they were about ready to proceed when Hitler entered Poland and everything was off,—the war was on.

As soon as the war was over the commission sought to proceed with the project and as the first step advertised for proposals from bond houses as to the purchase of the bonds and the doing of certain necessary factual work in order to promote the project. The commission had funds, as this commission would have that would enable it to proceed. Later on it was necessary that the

secure through some financial institution that would be willing to float bond issues the necessary engineering and legal expense during this preliminary period.

The First Boston Corporation entered into a contract with this Commission, and I have in my possession one of the originals of this contract signed by the Gloucester County Channel Commission and the Delaware County Authority, and by the First Boston Corporation. As a result of that contract the firm of Day and Zimmerman was employed to make a traffic survey to determine whether the project was economical and feasible because any money borrowed would have to rest for security upon the tolls to be returned by this particular vehicular traffic. That report was made by Day and Zimmerman, and again the Commission was prepared to proceed when, because of the present extremely high price of construction it was deemed better to wait for a bit to find out whether it would be possible to get a better price.

No member of this Commission, as far as the Delaware County Authority is concerned, has ever received any compensation. On the other hand most of the members of this Commission have expended out of their own pockets a considerable amount of money for the payment of expenses that were incident to the preliminary work. At the time that they advertised for bids there was no money in the treasury to pay the cost of this advertisement and the members went down in their own pockets and paid for it.

Therefore, Mr. Speaker, no matter how much merit there is in this bill, it seems to me that it is a highly unfair proposition for the Senator from Philadelphia, Mr. Frazier, to offer a bill in this session to create a commission which not only would attempt to build tunnels in the Delaware River outside of the ten mile limit from the Delaware River bridge, which by law they would be required to do, and the only place they can build that tunnel is down in Delaware County, but this bill provides a repealer of all the acts under which the present commission was set up, and rips them out of office. There is no consideration given under this bill for the existing commission. There is no consideration for the amount of money expended in engineering and other expenses. There is nothing said except in a general way; they are given the right to build a tunnel any place in Philadelphia or Delaware County or any particular county so long as it is outside the limit of ten miles beyond the Delaware River bridge.

Mr. Speaker, I ask you why does a Philadelphia Senator present a bill to create a commission in the Delaware River to build a tunnel and rip out an existing commission that has done the preliminary work, with a bill that provides for the erection or construction of a tunnel in the only place where the tunnel is feasible, and that is at the place where the present commission is going to build it, in the place where it was planned, because if you take a line ten miles south of the Delaware River bridge you come to Delaware County. Therefore, it is not only a ripper but an infringement, it seems to me, upon the County of Delaware by my friends from the County of Philadelphia. I have a lot of regard for Philadelphia; I have great regard for a great many Members of the House from Philadelphia and I have labored with a great

many Members of the House from Philadelphia. I recognize the fact that there are problems in Philadelphia that make them long for extension and expansion, but I can see no possible necessity for this ripper bill, and I see no reason for it.

Yesterday the Governor of this Commonwealth signed Bill No. 1040 which was introduced by me and which provides for a study by the Delaware River Joint Commission, that is the present Bridge Commission, on commerce and navigation and transportation on the Delaware River to the sea. That Commission is or possibly will be, because the bill was signed by Governor Driscoll in New Jersey and by Governor Duff yesterday, that Commission will be shortly undertaking to make a study for this Legislature and report in 1949 as to what is necessary to be done, as to what kind of thing should be constructed in the Delaware, what kind of a plan is necessary for the best development of the Port, what facilities are essential, what kind of a financial plan is necessary in order to meet the necessary requirements to cover the transportation needs in the Port of Philadelphia and along the Delaware River. All these matters will be covered in the report of the Commission to be sent back to this Legislature in 1949. Then on the other hand you would be creating a commission which outside of the ten-mile limit south of the Delaware River Bridge would be authorized to construct a tunnel as it might deem necessary and desirable in conjunction with the State of New Jersey. Therefore, it does not seem to me to be common sense, that having ordered one commission to make a study of the things that are necessary and then turn around and create another commission to enter into the picture and perform duties which might be contrary to the overall plan that might be developed eventually.

Now, Mr. Speaker, I submit those two problems, the first a personal one as to the situation in my own county, and the second is an intelligent approach to the whole question of the Delaware basin.

But, Mr. Speaker, there is a third reason why this bill should be defeated. In the first place, this bill creates a five-man board appointed by the Governor, over whom there is no control other than the fact that the Governor shall once each year appoint a member for five years. The members of this Commission, in contrast with the members of the present Commission, would receive an annual salary of five thousand dollars a year. There is no provision in this bill that that commission should make a report to the Legislature or to the Governor or to any other agency. The commission is given, under this bill, the right to seize almost any land that it wants under the power of eminent domain. Usually legislation of this kind provides that the land to be taken should be used for that purpose, but just let me read the language of this bill, "Such land as it may deem necessary for the construction and operation of the tunnel."

Construction is one thing, but "operation" may control traffic back in the country almost any place. They have the full power under the broadest kind of condemnation proceedings to enter upon land to be taken by filing a bond to take over and disposes the people who live upon it as long as they deem it necessary.

Secondly, this commission may secure properties from

political subdivisions without any advertisement or other action or formality. There have been times when there have been complaints that municipal authorities had pretty wide powers. Municipal authorities have to go before the Public Utility Commission, but in this case they would not need either a court order or court proceeding or advertisement or any other requirement.

Then, Mr. Speaker, last but not least, because there are some other defects in this bill, this bill provides that these bonds shall be an investment for trust funds, and any political subdivision, school district or otherwise, can take these bonds as security for bank deposits. You have had a bill at this session that made an authority bond a legal investment for trust funds, but you said in that that the authority must have five years experience before you could make it a legal investment. This does not say one thing about that; there is no guarantee behind these bonds except the good faith of the Commonwealth or any political subdivision and yet without one year of experience or one day of experience these bonds are made a legal investment and can be turned over to trust estates and could be used as security for deposits by our political subdivisions.

Therefore, Mr. Speaker, aside from all other considerations, whether you agree with us in Delaware County, whether you agree it is all right to rip them out, whether you think it is all right to put in a new commission before you have had a chance to study the question, I say this is a bad and defective bill, because there are no safeguards, there are no requirements that they have to report to any body. There is no requirement for an audit in any form or that any salary reports be made to this Commonwealth. There is nothing said in this bill that the Auditor General shall audit the accounts of this authority. There is nothing said in this bill in any way except that the Governor can once each year appoint a man for five years. Therefore, I say to you if you are going to create a commission let us create a commission that will have restrictions upon their authority in such a way that will not only protect the Commonwealth but also those people who have trust funds who might purchase these bonds.

Mr. CHARLES C. SMITH. Mr. Speaker, the gentleman from Delaware, has told us a lot of what are probably half truths. I am surprised that the gentleman from Delaware doubts the integrity of the Governor of the State of Pennsylvania to appoint a respectable, honest and decent commission. This commission is very similar to the Pennsylvania State Turnpike Commission. I think that commission is functioning well. I think all the Members of the House will admit that.

The gentleman from Delaware also said that the Governor signed a bill for the last survey. He forgot about the 65 thousand dollars to be appropriated by Pennsylvania and the 65 thousand dollars by the State of New Jersey, which makes 130 thousand dollars for another survey. He also forgot to state that the Governors when they signed the bill,—the article from the paper states that Governor Driscoll also signed a bill which provides that the five members of the Gloucester County Tunnel Commission shall be appointees of the Governor for a five year term, with Senate confirmation.

I understand that the Governor of the State of New

Jersey wants this bill and has gone so far as to appoint the five members from Gloucester County as members of the tunnel commission. I am quite sure that the gentleman from Delaware is right in his contention that the commission as now functioning in Delaware County has done a magnificent job. I cannot deny that. I am quite sure that our Governor will appoint members to this commission that would be right in line with what the Governor in New Jersey has done.

In the first place this program started in 1933, and there is no doubt that something is being done and has been done, but we still do not have a tunnel. In the next place the Governors have made the statement that this is not a county project, it is entirely too much for any county. The State of New Jersey is involved in this the same as Pennsylvania. It is too big for the counties to do; it is a state job.

Furthermore, the Pennsylvania State Turnpike some day, sometime will be constructed to a point at or near the city of Pennsylvania it has been rumored, and I can only say rumored, that at that time the turnpike will go into a tunnel underneath the river. It does not appeal to me as a practical method of solving our difficulties in connection with our turnpike. I trust our Governors and I will trust them in the future. They have done a good job on the Pennsylvania Turnpike, and there is no doubt in my mind they will do a good job on this tunnel in the future.

Mr. TURNER. Mr. Speaker, I feel that the gentleman from Philadelphia, Mr. Smith, is a very astute Member of this Legislature and a very astute leader. I didn't know that he also has the qualifications of a special pleader. I am not going to be led down the trail by a bit of red herring, but I would like to reply to some things the gentleman from Philadelphia said.

As far as his reference to House Bill No. 1040 and the appropriation is concerned, I see no reference to the issue herebefore the House. In the first place 1040 was amended, which the gentleman from Philadelphia does not realize, so that the 65 thousand dollar appropriation from the states was only to be made by this state in the event that the Delaware River Bridge Commission for some reason could not expend the moneys which it had upon the survey.

In the second place, I do not of course question the appointments to be made by the Governor of Pennsylvania. I have great respect for him. I believe in his integrity and I know he will do everything he can to get the best kind of a commission, but the present Governor of Pennsylvania is only going to be here for less than four years more, and this commission will go on for a long time because they won't even complete the tunnel in four years, and whether or not the Governor appoints as members of the commission men of the highest integrity and employees who are the best kind of people is no reason why we should enact a law to-day that does not have the proper safeguards. We expect our banks and trust companies to have the highest kind of integrity among their employees, but we put safeguards around them. We do not expect certain officials to abscond with money, but we have a bond put up for them. So to assume that because the Governor is a man of integrity and will appoint the best kind of people,

and because we have had a good and efficient turnpike commission, is no reason why we should enact a law that leaves the door wide open without requiring any kind of return or report to be made to the Legislature, to the Governor or to any agency of the Commonwealth, or what the counties have done with the moneys that have been expended and how they have raised them, or what the receipts are, is something that has nothing to do with the question of the integrity of these officials.

I say to you again, Mr. Speaker, whether this is to be a State proposition or a county proposition, here is a commission that has been functioning and working. If it had not been for the extremely high cost of constructing such a tunnel in the past four or five or six months, this tunnel would have been well on the way already, and if the gentleman from Philadelphia had felt that we should not have a State Commission, it would seem to me it could have been worked out cooperatively with the Delaware county commission so that they would not come in with a ripper bill and say "Here it is, take it or leave it".

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—128

Aaronson,	Goodling,	McCosker,	Scanlon,
Beech,	Graybill,	McDonald,	Scott,
Bender,	Greenwood,	McMillen,	Serrill,
Bentzel,	Griffiths,	Mikula,	Shoemaker,
Bower,	Guthrie,	Miller,	Simons,
Brunner,	Haudenschild,	Mills,	Smith, C. C.,
Buchin,	Helm,	Mintess,	Smith, C. M.,
Cassidy,	Henry,	Mohr,	Snider,
Chudoff,	Hewitt,	Moore, C. E.,	Sollenberger,
Clevenger,	Hocker,	Myers,	Sorg,
Cole,	Hoffman,	Najaka,	Stank,
Cock,	Imbt,	Naumann,	Stimmel,
Cordier,	Jennings,	O'Dare,	Stockham,
Costa,	Johnson,	O'Donnell,	Stonier,
Dague,	Johnston,	O'Neill,	Stuart,
Dairymple,	Jones,	Patten,	Tahl,
Devson,	Jump,	Pichney,	Thompson,
De Long,	Kean,	Ragot,	Tittle,
Demech,	Kelley,	Reese, D. P.,	Tompkins,
Depuy,	Kemp,	Reese, E. E.,	Vaughan,
Efenberg,	Kent,	Relly, J. M.,	Wachhaus,
Elder,	Kline,	Relly, W. J.,	Waldron,
Erb,	Kohl,	Richter,	Walton,
Ewing,	Krise,	Riley,	Waterhouse,
Feola,	Kurtz,	Robbins,	Watkins,
Fish,	Laughner,	Robertson,	Watson,
Flack,	Lee,	Root,	Weiss,
Fleming,	Lelsey,	Rose,	Wolf,
Foor,	Livingston,	Rowen,	Wood,
Frost,	Livingstone,	Royer,	Yeaker,
Gallagher,	Madigan,	Sarra,	Yetzer,
Getchey,	Mazza,	Sax,	Lichtenwalter,
Gibson,	McCormack,		Speaker.

NAYS—42

Andrews,	Crowley,	Moore, H. A.,	Thomas,
Bane,	Dix,	Morrison,	Toomey,
Barrett,	Evans,	Neff,	Turner,
Baumunk,	Goff,	O'Connor,	Wagner,
Bloom,	Greer,	Pickens,	Weldner,
Brown,	Haller,	Price,	Wescott,
Cadwalader,	Kirley,	Propert,	West,
Capano,	Layer,	Readinger,	Worley,
Chervenak,	Lovett,	Sproul,	Yester,
Cochran,	Madden,	Swope,	Young,
Cooper,			

NOT VOTING—35

Boies,	Gyger,	Mihm,	Powers,
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Bonawitz,	Hall,	Mooney,	Reagan,
Boorse,	Hoopes,	Murray,	Schuster,
Brelsch,	Horan,	Needham,	Trout,
Brice,	Kratz,	Nelson,	Upshur,
Dennison,	Loftus,	Orban,	Verona,
Dye,	Lyons,	Petrosky,	Wallin,
Fiss,	McCullough,	Polaski,	Wheeler,
Gorman,	McKinney,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

The SPEAKER. The Chair requests the gentleman from Elk, Mr. Sorg to preside.

MR. SORG IN THE CHAIR

BILL PASSED OVER

There being no objection,

Senate Bill No. 678, Printer's No. 401

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 689, as follows:

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing further for the assessment collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities and imposing duties on certain county officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" is hereby amended by adding thereto after section 4 thereof certain new sections to read as follows

Section 4.1 (a) For the purpose of ascertaining the amount of tax payable under this act it shall be the duty of every resident liable to pay such tax on or before the fifteenth day of February of each year to transmit to the Board for the Revision of Taxes or the County Commissioners upon a form prescribed prepared and furnished by the Board of Revision of Taxes or the County Commissioners a return certified as provided in this act

(1) The aggregate actual value of each part of the different classes of property made taxable by this act held owned or possessed by such resident as of the date fixed annually in the manner provided herein either in his own right or as trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person copartnership unincorporated association company limited partnership joint-stock association or corporation

(2) Such other relevant information as may be required by the Board of Revision of Taxes or County Commissioners concerning each of the different classes of property enumerated in this act owned held or in any manner possessed by such resident

(b) The return so made shall be certified to by the person making the same if an individual and in the case of copartnership unincorporated association and joint-stock association and companies by some member thereof and in the case of limited partnerships and corporations by the president chairman or treasurer thereof

(c) The tax imposed by this act shall be due and payable at the same time and subject to the same conditions as to discounts penalties and interest as in the case of real property taxes imposed by the county for county purposes and in cities coextensive with counties for city and county purposes

(d) Any person who wilfully fails or refuses to file any return required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six months or both

Section 4.2 The Board of Revision of Taxes or the County Commissioners shall fix a day as of which the property taxable by the first section of this act shall be listed and returned The day so fixed shall be between the first and fifteenth days of the month of January both inclusive and the day so fixed shall be printed or stamped on the forms for making returns of all such property If through inadvertence mistake or otherwise the Board of Revision of Taxes or the County Commissioners fail to designate or fix such date or if such date does not appear on the form for making return of such property the date as of which such property shall be listed and assessed returned shall be the immediately preceding first day of January

Section 2 Section five of the said act as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 703) is hereby amended to read as follows

[Section 5 Upon the refusal or failure of any taxable person copartnership unincorporated association limited partnership joint-stock association or corporation to make a return properly verified by oath or affirmation as required by this act within ten days after being notified so to do it shall be the duty of the assessor to make a return for such taxable person copartnership unincorporated association joint-stock association limited partnership or corporation from the best information he can obtain he shall examine the records and lists of judgments and mortgages returned by the prothonotary and the recorder] [of deeds and mortgages under the seventh and eighth section of this act in the commissioners' office or office of the board of revision of taxes or remaining in their respective offices and assess such defaulting person copartnership unincorporated association joint-stock association limited partnership or corporation with the amounts of all such liens with interest thereon and add thereto the amount of all taxable property obtained from all other sources of information which return the proper county commissioners or board of revision of taxes shall have power and it shall be their duty to revise and correct according to the best information they can command from the records in their office or other sources and it shall be their duty to send for a person persons and papers and to administer an oath or affirmation to him or them in such form as shall be prescribed to which revised and corrected estimated return the proper county commissioners or board of revision of taxes shall add fifty per centum and the aggregate amount so obtained shall be the basis for taxation Provided That if such taxable person or copartnership or unincorporated association or company limited partnership joint-stock association or corporation on or before the day fixed for appeals from assessments shall present reasons supported by] [oath or affirmation satisfactory to the proper county commission-

ers or board of revision of taxes excusing a failure to make a return such as should be made to the assessors and shall then make such return the property county commissioners or board of revision of taxes may substitute such return for that returned by the assessor and corrected as aforesaid to have like effect as if no failure to return had occurred Provided further That in cases where by the refusal or failure of any taxable person copartnership unincorporated association limited partnership joint-stock association or corporation to make return a return has been made by the assessor which is incomplete and a penalty has been added by the county commissioners or board of revision of taxes or a return so made and no penalty added or whereby such refusal or failure no return has been made either by him or it or by the assessor such action shall not estop the county commissioners or board of revision of taxes from the assessment and collection from him or it or from the estate of any deceased person so failing or refusing of any tax or additional tax due whenever the facts may become known and it shall be the duty of the county commissioners or board of revision of taxes to assess or reassess any such personal property for any former year or years not exceeding five years and] [collect the tax or the balance of the tax which should have been paid together with interest thereon at the rate of six per centum per annum In ascertaining the balance found to be due no credit shall be given for any penalty formerly assessed and paid And provided further That in every case of an incorrect inaccurate false or incomplete return it shall be the duty of the county commissioners or board of revision of taxes whenever the facts may become known to reassess the personal property of any such taxable for any former year or years and to collect the balance of the tax found to be due together with interest at the rate of six per centum per annum And provided further That the executor of every will and the administrator of every estate at the time of filing with the register of wills or clerk of the orphans' court the inventory and appraisal of such estate or of any affidavit setting forth the real and personal property of such decedent for the purpose of determining the inheritance tax shall in addition thereto file an affidavit in duplicate setting forth the items included in such inventory or affidavit which may be liable to a tax during the last completed taxing period for county purposes or in cities coextensive with counties for county and city purposes under the provisions of this act]

[And the officer with whom the same is filed shall forthwith send one of said copies of such affidavit to the county commissioners or the board for the assessment and revision of taxes as the case may be whose duty it shall then be to proceed as hereinbefore directed for the assessment and recovery of the taxes due from such decedent to the said counties or cities coextensive therewith with interest as above provided and for that purpose to present a claim therefor to the orphans' court of the proper county or to proceed by action or suit at law in any court of competent jurisdiction for such recovery thereof or to take any or all appropriate steps or procedure for the collection of said taxes

And provided further That it shall be the duty of the county commissioners or board of revision of taxes upon their making any assessment or reassessment where no return has been made or an incorrect inaccurate false or incomplete return has been made as aforesaid to give notice thereof to the taxable or his or her executor or administrator of the assessment and when they will sit to hear an appeal therefrom]

Section 5 If any taxable resident shall fail to file a return or fail to include in any return all of his property made taxable by the first section of this act or shall file a return which is false incomplete incorrect or inaccurate the board of revision of taxes or the county commissioners shall make an assessment of the tax against such resident of the amount of tax for which such resident is liable or for which he is believed by the board of revision or county commissioners to be liable to which estimated re-

turn the board of revision of taxes or county commissioners shall add fifty twelve per cent and the aggregate amount so obtained shall be the basis for taxation

The board of revision or the proper county commissioners shall notify by mail such resident of the estimated assessment. If such resident is dissatisfied with the assessment so made he may on or before the day fixed for appeals from assessments present reasons supported by oath or affirmation for his failure to file a return to include all of his taxable property therein or for having made a return which was incomplete incorrect or inaccurate and the board of revision of taxes or the county commissioners as the case may be may if satisfied with the excuse so presented permit the taxpayer to file his own return and substitute said return for the estimated return made by the board of revision of taxes or the county commissioners. In all cases where a false return has been filed by the taxpayer the board of revision or the county commissioners may not relieve the taxpayer from the payment of the fifty twelve per cent penalty but the estimated return shall be final except in those cases in which a true and correct return shall reveal a higher assessed value than that contained in the estimated return in which case the tax and penalty shall be based upon the true valuation

An assessment as herein provided may be made by the board of revision of taxes or the county commissioners at any time within five years after any property owned held or possessed or alleged to have been so owned held or possessed by any resident should have been returned by him for taxation notwithstanding he shall have paid a tax assessed on the basis of returns previously made or filed and notwithstanding the board of revision of taxes or the county commissioners shall have made previous assessments against such resident. In any such case no credit shall be given for any penalty formerly assessed and paid

Section 3 The said act is hereby amended by adding thereto after section five thereof certain new sections to read as follows

Section 5.1 (a) Any resident against whom an assessment is made may petition the board of revision of taxes or the county commissioners for a reassessment. Notice of an intention to file such a petition or to appear and be heard shall be given to the board of revision of taxes or the county commissioners within thirty (30) days after notice of such assessment is given or sent by the board of revision of taxes or the county commissioners to the taxpayers as provided in this act. The board of revision of taxes or the county commissioners shall hold such hearings as may be necessary to hear and determine petitions for reassessment at such places and at such times as may be determined by the rules and regulations of the board of revision of taxes or the county commissioners and each petitioner who has duly notified the board of revision or the county commissioners of an intention to file a petition for reassessment or to appear and be heard shall be notified by the board of revision of taxes or the county commissioners of the time when and the place where such hearings shall be held. All such petitions shall set forth specifically and in detail the ground upon which it is claimed the assessment is erroneous or unlawful and shall be accompanied by an affidavit under oath or affirmation certifying to the correctness of the facts stated therein. If no petition for reassessment is filed with the board of revision of taxes or the county commissioners the petitioner may in lieu thereof appear at the hearing and present his petition orally in which event all testimony or statements of facts shall be made under oath or affirmation

(b) If such petitioner is dissatisfied with the action of the board of revision of taxes or the county commissioners on his petition for reassessment he shall have the right to appeal to the court of common pleas of the county where he resides at any time within sixty (60) days after notice of such action is given to him by the board of revision of taxes or the county commissioners. If any

resident shall fail to give due notice of an intention to petition for reassessment and to file a petition for reassessment or to appear and be heard after due notice of his intention to do so or to appeal to the court of common pleas within the time and in the manner herein set forth the right to do so shall be forever barred and any such resident so failing shall not thereafter be permitted in a suit for the recovery of such tax to set up any ground of defense which might have been determined either by the board of revision of taxes or county commissioners or the court of common pleas as aforesaid. In all cases of petitions for reassessment and appeals the burden of proof shall be on the petitioner or appellant as the case may be and every appeal to the court of common pleas under this section shall specify all the objections to the assessment and any objection not specified in the appeal shall not be considered by the court

Section 5.2 The executor of every will and the administrator of every estate shall file with the register of wills or clerk of the orphans' court an additional copy of the inventory and appraisal of such estate. The register or clerk with whom the same is filed shall forthwith send a copy of said inventory and appraisal to the board of revision of taxes or the county commissioners as the case may be whose duty it shall then be to proceed to assess and collect the taxes due from such decedent. Such assessment shall include all property owned held or possessed by the decedent which should have been returned by him for taxation for any former year or years not exceeding five years. In any case where a false incomplete incorrect or inaccurate return has been previously filed the board of revision or the county commissioners shall make an additional assessment for the five years immediately preceding the year of assessment in the same manner and form provided in this act. The board of revision of taxes or the county commissioners may proceed to collect the said tax by presenting a claim therefor to the orphans' court of the proper county or may proceed by action or suit at law in any court of competent jurisdiction or take any and all other appropriate steps or procedure for the collection of such taxes

Section 5.3 (a) The board of revision of taxes or the county commissioners are hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of tax penalties and interest imposed by this act

(b) The board of revision of taxes or the county commissioners or any employee authorized by them in writing is hereby authorized to examine the books papers and records of any resident in order to verify the accuracy of any return made or if no return was made to ascertain and assess the tax imposed by this act. Every such resident is hereby directed and required to give to the board of revision of taxes or the county commissioners or their duly authorized employees the means facilities and opportunity for such examinations and investigations as are hereby provided and authorized. The board of revision of taxes or the county commissioners are hereby authorized to examine any person under oath concerning any property which was or should have been returned for taxation and to this end may compel the production of books papers and records and the attendance of all persons whether as parties or witnesses who they believe have knowledge of such property. In the event of the refusal of any taxpayer to permit the examination of his books and records or upon his refusal to appear before the board of revision of taxes or the county commissioners or to testify or in the event of his refusal to produce books papers and records which the board of revision of taxes or the county commissioners have directed to be produced the board of revision of taxes or the county commissioners may have recourse to the court of common pleas of said county which court shall upon cause shown direct the attendance of witnesses and the production of books papers and records

(c) The powers conferred by this act upon the board of revision of taxes and the county commissioners relating to the administration and enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the said board or county commissioners by law

Section 4 Section sixteen of the said act is hereby amended to read as follows

Section 16 [That the tax upon personal property imposed by the first section of this act shall be collected by distraint or otherwise as other taxes for county purposes or in cities coextensive with counties for city and county purposes are collected under the laws of this Commonwealth Provided however That no tax by said first section imposed shall be collectible or collected for the year one thousand nine hundred and thirteen it being intended that the tax upon such personal property for said year shall be collected by and for the State under existing legislation]

Section 16 (a) The tax imposed by this act shall bear interest at the rate of six per cent per annum until paid

(b) The board of revision of taxes or the county commissioners may at any time transmit to the prothonotary of their respective counties certified record of taxes imposed under the first section of this act and the penalties and interest thereon The record so transmitted shall contain the name of the taxpayer his address amount of tax penalty and interest due and the year for which said tax has been assessed and levied and it shall be the duty of the prothonotary to enter and docket the same of record in the prothonotary's office in a docket which shall be designated "Personal Property Tax Lien Docket" and such tax lien shall be indexed as judgments are now indexed All taxes imposed under the first section of this act together with penalties and interest thereon shall be a lien on the real estate of taxpayer within the county until paid after the same shall have been entered and docketed of record by the prothonotary All such liens shall have priority to and be fully paid and satisfied out of the proceeds of any judicial sale of said real estate before any other obligation judgment claim lien or estate with which the said real estate may become charged or for which it may become liable save and except only the costs of the sale and of the writ upon which it is made and the real estate taxes imposed or assessed upon said property The lien of said tax shall continue, for a period of five years from the date of entry and may be revived and continued in the manner now or hereafter provided for revival of judgment and it shall be lawful for a writ of scire facias to issue and be prosecuted to judgment in the manner in which such writs are now ordinarily employed

(c) Claims for taxes due under this act may be collected by action in assumpsit brought by the county against the taxpayer or may be presented at the audit of any estate in the orphans' court

Section 5 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Frost,	McCormack,	Tarraf,
Andrews,	Gallagher,	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon,
Barrett,	Gibson,	McDonald,	Schuster,
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen,	Serrill,
Bender,	Gorman,	Mihm,	Shoemaker,
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood,	Miller,	Smith, C. C.,
Boies,	Greer,	Mills,	Smith, C. M.,
Bonawitz,	Griffiths,	Mintess,	Snider,

Borse,	Guthrie,	Mohr,	Sollenberger,
Bower,	Gyger,	Mooney,	Sorg,
Brelsch,	Hail,	Moore, C. E.,	Sproul,
Brice,	Haller,	Moore, H. A.,	Stank,
Brown,	Haudenschild,	Morrison,	Stimmel,
Brunner,	Helm,	Murray,	Stockham,
Buechlin,	Henry,	Myers,	Stonier,
Cadwalader,	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope,
Cassidy,	Hoffman,	Needham,	Tahl,
Chervanak,	Hoopes,	Neff,	Thomassy,
Chudoff,	Horan,	Nelson,	Thompson,
Clevenger,	Imbt,	O'Connor,	Tompkins,
Cochran,	Jennings,	O'Dare,	Tittle,
Cole,	Johnson,	O'Donnell,	Toomey,
Cook,	Johnston,	O'Neill,	Turner,
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan,
Costa,	Kean,	Petrosky,	Verona,
Crowley,	Kelley,	Pichney,	Wachhaus,
Dague,	Kemp,	Pickens,	Wagner,
Dalrymple,	Kent,	Polaski,	Waldron,
Davidson,	Kirley,	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse,
Dennison,	Kratz,	Ragot,	Watkins,
Depuy,	Krise,	Readinger,	Watson,
Dix,	Kurtz,	Reagan,	Weidner,
Dye,	Laughner,	Reese, D. P.,	Weiss,
Efenberg,	Lager,	Reese, R. E.,	Wescott,
Elder,	Lee,	Reilly, J. M.,	West,
Erb,	Lelsey,	Reilly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Worley,
Fish,	Lovett,	Robertson,	Yeakel,
Fiss,	Lyons,	Root,	Yester,
Flack,	Madden,	Rose,	Yetzer,
Fleming,	Madigan,	Rowen,	Young,
Foor,	Mazza,	Royer,	Lichtenwalter,

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILLS-PASSED OVER

There being no objection,

Senate Bill No. 723, Printer's No. 584 and

Senate Bill No. 742, Printer's No. 608

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 755, as follows:

An Act exempting cigarette vending machines leased loaned hired or conditionally sold from levy or sale on execution or distress for rent

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 All cigarette vending machines loaned to or leased or hired by any person or persons residing within this Commonwealth or any corporation or corporations doing business therein or conditionally sold to any such person persons corporation or corporations under a contract of sale reserving title in the vendor until paid for shall be exempt from levy and sale on execution or distress for rent so long as the title thereto remains in the owner lessor or conditional vendor Provided That such

owner lessor or conditional vendor of such cigarette vending machines or the person or persons leasing or hiring the same or to whom they have been delivered under a contract of conditional sale shall give notice to the landlord or his agent within ten days after such vending machines are placed upon the demised premises that the same are loaned leased hired or sold unler reservation of title

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—199

Aaronson,	Gallagher,	McCormack,	Sax,
Andrews,	Getchey,	McCosker,	Scanlon,
Bane,	Gibson,	McCullough,	Schuster,
Barrett,	Goff,	McDonald,	Scott,
Baumunk,	Goodling,	McKinney,	Serrill,
Beech,	Gorman,	McMillen,	Shoemaker,
Bender,	Graybill,	Mihm,	Simons,
Bentzel,	Greenwood,	Mikula,	Smith, C. O.,
Bloom,	Greer,	Miller,	Smith, C. M.,
Boies,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenshield,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Bucchin,	Henry,	Myers,	Stonier,
Cadwalader,	Hewitt,	Najaka,	Stuart,
Cassidy,	Hocker,	Naumann,	Swope,
Chervenak,	Hoffman,	Needham,	Tahl,
Chudoff,	Hoopes,	Neff,	Thomassy,
Clevenger,	Horan,	Nelson,	Thompson,
Cole,	Jones,	O'Connor,	Tittle,
Cook,	Imbt,	O'Dare,	Tompkins,
Cooper,	Jennings,	O'Donnell,	Toomey,
Cordier,	Johnson,	O'Neill,	Turner,
Costa,	Johnston,	Orban,	Upshur,
Crowley,	Jump,	Patten,	Vaughan,
Dague,	Kean,	Pichney,	Verona,
Dalrymple,	Kelley,	Pickens,	Wachhaus,
Davison,	Kemp,	Polaski,	Wagner,
De Long,	Kent,	Powers,	Waldron,
Demech,	Kirley,	Price,	Wallin,
Dennison,	Kline,	Propert,	Walton,
Depuy,	Kohl,	Ragot,	Waterhouse,
Dix,	Kratz,	Readinger,	Watkins,
Dye,	Krise,	Reagan,	Watson,
Efenberg,	Kurtz,	Reese, D. P.,	Weldner,
Elder,	Laughner,	Reese, R. E.,	Wescott,
Erb,	Layer,	Reilly, J. M.,	West,
Evans,	Lee,	Reilly, W. J.,	Wheeler,
Ewing,	Lelsey,	Richter,	Wolf,
Feola,	Livingston,	Riley,	Wood,
Fish,	Livingstone,	Robbins,	Worley,
Fiss,	Loftus,	Robertson,	Yeaker,
Flack,	Lovett,	Root,	Yester,
Fleming,	Lyons,	Rose,	Yetzer,
Foor,	Madden,	Rowen,	Young,
Frost,	Madigan,	Royer,	Lichtenwalter,
	Mazza,	Sarrafa,	Speaker.

NAYS—5

Capano,	Mills,	Petrosky,	Weiss
Cochran,			

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.
Ordered, That the Clerk return the same to the Senate

with information that the House of Representatives has passed the same without amendment.

Agreeably to order,
The House proceeled to the third reading and consideration of Senate Bill No. 756, as follows:

An Act to amend sections two hundred one and six hundred one point one of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by authorizing the Department of Labor and Industry through the Secretary of Property and Supplies with the approval of the Governor to acquire by purchase or condemnation land with or without buildings to erect buildings to enter into contracts with persons firms or corporations for the erection of buildings and for the leasing of such buildings to the Commonwealth the same to become the property of the Commonwealth upon termination of said lease to lease land acquired under the provisions of this act to persons firms or corporations for the purpose of erecting buildings thereon and to acquire through purchase or lease facilities fixtures equipment and such other appurtenances as may be deemed necessary and providing that land and buildings acquired hereunder shall be exempt from taxation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Section two hundred one of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensating providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" is hereby amended to read as follows

Section 201 General Powers and Duties of Department
(a) It shall be the duty of the department to administer and enforce this act through such employment service and public employment offices as have been or may be constituted in accordance with the provisions of this act and existing laws It shall have power and authority to adopt amend and rescind such rules and regulations require such reports from employers employes the board and from any other person deemed by the department to be affected by this act make such investigations and take such other action as it deems necessary or suitable Such rules and regulations shall not be inconsistent with the provisions of this act and shall be effective in the manner the department shall prescribe The department shall submit to the Governor a biennial report covering the administration and operation of this act and shall make such recommendations to this act as it deems proper

(b) The department and the Department of Property and Supplies are hereby authorized to acquire land and buildings deemed necessary by the Secretary of Labor and Industry with the approval of the Governor for the administration of this act in accordance with the following provisions of this subsection

(1) The department through the Secretary of Property and Supplies with the approval of the Governor is hereby authorized to acquire by purchase or condemnation land with or without buildings to erect buildings thereon to purchase fixtures equipment and facilities including such necessary appurtenances as cafeterias and parking accommodations and to make necessary alterations and improvements thereof

(2) The Secretary of Property and Supplies with the approval of the Governor is authorized to enter into contracts with any person firm or corporation which shall agree to erect on land owned or to be acquired by such person firm or corporation suitable buildings within the Commonwealth at locations acceptable to the Governor and to the department and to agree on behalf of the Commonwealth to lease such land and buildings for a period of not more than fifteen (15) years from the time of the completion of said buildings at such rentals and subject to such terms and conditions as may be agreed upon. No such contract shall be entered into until the plans and specifications for the proposed building shall have been approved by the department and the Department of Property and Supplies. Each such contract and lease shall provide that upon the termination of said lease or upon the sooner payment in full of the total amount specified therein the lessor shall convey to the Commonwealth title in fee simple by general warranty deed to the land and buildings covered under said lease

(3) The Secretary of Property and Supplies with the approval of the Governor is authorized to enter into contracts with any person firm or corporation which provide (i) for the lease by the Commonwealth to such person firm or corporation of land acquired under the provisions of this subsection. Provided That such lease shall terminate upon payment in full of the total amount specified in the lease executed by said person firm or corporation as lessor as provided under clause (iii) of this paragraph (ii) for the erection on such land by person firm or corporation of buildings the plans and specifications for which have been approved by the department and the Department of Property and Supplies and (iii) for the leasing by said person firm or corporation to the Commonwealth for a period of not more than fifteen years from the time of completion of said buildings the terms of such lease to provide that upon the termination of said lease or upon the sooner payment in full of the total amount specified therein the lessor shall convey to the Commonwealth all its right title and interest in and to the land and buildings covered under said lease

(4) The term building as used in this subsection shall include fixtures equipment and facilities including such necessary appurtenances as cafeterias and parking accommodations

(5) In carrying out the provisions of this subsection the department shall reimburse the Department of Property and Supplies for all services performed in an amount mutually agreed upon by the department and the Secretary of Property and Supplies as representing the actual cost to the Department of Property and Supplies of performing such services

(6) Space in such buildings shall be primarily utilized by the Bureau of Employment and Unemployment Compensation but any space in excess of the requirements of said Bureau as determined by the department may be allocated to other departments boards and commissions of the Commonwealth or other bureaus of the department under agreements entered into by the department with the Department of Property and Supplies. All such agreements shall provide for payment from moneys appropriated or otherwise available for such purposes to such departments boards commissions and bureaus to which such

space may be allocated into the Special Administration Fund of amounts which shall appropriate the fair rental value of such space as mutually agreed upon between the department and the Department of Property and Supplies

(7) Under a similar agreement entered into by the department with the Department of Property and Supplies the rental value of all space in such buildings utilized by the Bureau of Employment and Unemployment Compensation shall be determined and transfer of amounts equal to such rental value from the Administration Fund to the Special Administration Fund are hereby authorized

(8) In carrying out the provisions of this subsection any moneys and only such moneys as are or may be placed in the Special Administration Fund may be used

(9) Any contract for the erection of buildings entered into under the provisions of this subsection shall provide on the face thereof that such contract is made under the provisions of this act that the Commonwealth under such contract shall incur no general liability that such contract shall never become a lien on or secured by any property real personal or mixed of the Commonwealth except to the extent herein expressly authorized and that any obligation incurred under such contract shall be payable solely from funds authorized for such purposes by this act

(10) As all property acquired under the provisions of this subsection shall be used exclusively for the performance of essential governmental functions no taxes shall be required to be paid or assessments made upon any such property from the time that the Commonwealth actually takes title to such property in the event of outright purchase or from the time that the Commonwealth takes possession of such property under a lease-purchase agreement as provided herein

Section 2 Section six hundred one point one of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1145) is amended to read as follows

Section 601.1 Special Administration Fund There is hereby created a special fund separate and apart from all public moneys or funds of this Commonwealth to be known as the Special Administration Fund. Under rules and regulations adopted by the department interest and penalties collected from employers under the provisions of this act may be paid into the Special Administration Fund. Such rules and regulations may provide for determining in any manner which payments of interest and penalties are to be paid into the Special Administration Fund and which payments of interest and penalties are to be paid into the Unemployment Compensation Fund there shall also be deposited in the Special Administration Fund moneys as provided in subsection (b) of section two hundred one of this act. The moneys in this fund shall be used for the payment of costs of administration which are found not to have been properly and validly chargeable against federal grants or other funds received for or in the Administration Fund and also for the purposes authorized in subsection (b) of section two hundred one of this act. Said moneys shall not be expended or available for expenditure in any manner which would permit their substitution for or a corresponding reduction in federal funds which would in the absence of said moneys be available to finance expenditures for the administration of this act. [But] Nothing in this section shall prevent said moneys from being used as a revolving fund to cover expenditures necessary and proper under the law for which federal funds have been duly requested but not yet received subject to the charging of such expenditures against such funds when received. The State Treasurer shall make payment of obligations from the Special Administration Fund as herein provided upon requisition of the secretary and certification by him that no other funds are available or can properly be used to finance such expenditures. The moneys in this fund are hereby specifically made available to replace any moneys received pursuant to section three hundred and two of the Federal Social Security Act as amended which because of any action or contingency have been lost or have been expended for purposes other than

or in amounts in excess of those necessary for the proper administration of this act and are available for such replacement whether or not such moneys were expended or the obligations covering such expenditures were incurred prior or subsequent to the enactment of this amendment The moneys in this fund shall be continuously available for expenditure in accordance with the provisions of this section and shall not lapse at any time or be transferred to any other fund except as herein provided and as provided under section three hundred and eleven wherein an amount equal to any refund or credit of interest or penalties shall be transferred from the Special Administration Fund to the Unemployment Compensation Fund

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?
Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

- | | | | |
|-------------|---------------|---------------|----------------|
| Aaronson, | Gallagher, | McCosker, | Sax, |
| Andrews, | Getchey, | McCullough, | Scanlon, |
| Bane, | Gibson, | McDonald, | Schuster, |
| Barrett, | Goff, | McKinney, | Scott, |
| Baumunk, | Goodling, | McMillen, | Serrill, |
| Beech, | Gorman, | Mihm, | Shoemaker, |
| Bender, | Graybill, | Mikula, | Simons, |
| Bentzel, | Greenwood, | Miller, | Smith, C. C., |
| Bloom, | Greer, | Mills, | Smith, C. M., |
| Boies, | Griffiths, | Mintess, | Snider, |
| Bonawitz, | Guthrie, | Mohr, | Sollenberger, |
| Boorse, | Gyger, | Mooney, | Sorg, |
| Bower, | Hall, | Moore, C. E., | Sproul, |
| Brelschi, | Haller, | Moore, H. A., | Stank, |
| Brice, | Haudenschild, | Morrison, | Stimmel, |
| Brown, | Helm, | Murray, | Stockham, |
| Brunner, | Henry, | Myers, | Stonier, |
| Bucchin, | Hewitt, | Najaka, | Stuart, |
| Cadwalader, | Hocker, | Naumann, | Swope, |
| Capano, | Hoffman, | Needham, | Tahl, |
| Cassidy, | Hoopes, | Neff, | Thomassy, |
| Chervenak, | Horan, | Nelson, | Thompson, |
| Chudoff, | Imbt, | O'Connor, | Tittle, |
| Clevenger, | Jennings, | O'Dare, | Tompkins, |
| Cochran, | Johnson, | O'Donnell, | Toomey, |
| Cole, | Johnston, | O'Neill, | Turner, |
| Cook, | Jones, | Orban, | Upshur, |
| Cooper, | Jump, | Patten, | Vaughan, |
| Cordier, | Kean, | Petrosky, | Verona, |
| Costa, | Kelley, | Pichney, | Wachhaus, |
| Crowley, | Kemp, | Pickens, | Wagner, |
| Dague, | Kent, | Polaski, | Waldron, |
| Dairymple, | Kirley, | Powers, | Wallin, |
| Davison, | Kline, | Price, | Walton, |
| De Long, | Kohl, | Propert, | Waterhouse, |
| Demech, | Kratz, | Ragot, | Watkins, |
| Dennison, | Krise, | Readinger, | Watson, |
| Depuy, | Kurtz, | Reagan, | Weidner, |
| Dix, | Laughner, | Reese, D. P., | Weiss, |
| Dye, | Layer, | Reese, R. E., | Wescott, |
| Eisenberg, | Lee, | Relly, J. M., | West, |
| Elder, | Leisey, | Relly, W. J., | Wheeler, |
| Erb, | Livingston, | Richter, | Wolf, |
| Evans, | Livingstone, | Riley, | Wood, |
| Ewing, | Loftus, | Robbins, | Worley, |
| Feola, | Lovett, | Robertson, | Yeakel, |
| Fish, | Lyons, | Root, | Yester, |
| Fiss, | Madden, | Rose, | Yetzer, |
| Flack, | Madigan, | Rowen, | Young, |
| Fleming, | Mazza, | Royer, | Lichtenwalter, |
| For, | McCormack, | Sarra, | Speaker. |
| Frost, | | | |

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 762, as follows:

An Act to further amend section two of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth" by providing for the payment over of the foreign fire insurance tax by municipalities to relief fund associations and pension funds covering employees in fire departments

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth" as last amended by the act approved the thirtieth day of April one thousand nine hundred thirty-five (P. L. 122) is hereby further amended to read as follows

Section 2 On and after the first day of January one thousand nine hundred and nineteen and annually thereafter there shall be paid by the State Treasurer to the treasurers of the several cities townships and boroughs within the Commonwealth the entire net amount received from the two per centum tax paid upon premiums by foreign fire insurance companies The amount to be paid to each of the treasurers of the several cities townships and boroughs shall be based upon the return of said two per centum tax upon premiums received from foreign fire insurance companies doing business within the said cities townships and boroughs as shown by the report made to the Department of Revenue Each city borough or township receiving any payment from the State Treasurer hereunder shall forthwith pay the amount received to the relief fund association of or the pension fund covering the employees of the fire department or of such fire company or fire companies paid or volunteer now existing or hereafter organized in such city borough or township as is or are engaged in the service of such city borough or township and duly recognized as such by the council or commissioners or supervisors as the case may be of such city borough or township In any borough or township in which there is no fire department or fire company or companies the amount received by the treasurer of the borough or township from said tax shall be forthwith paid to the relief fund association or pension fund of the fire department or fire company or companies of any near or adjacent city borough or township the fire department or fire company or companies of which afford fire protection to the inhabitants of such borough or township before payment of said tax to the treasurer of any such borough or town-

ship the burgess in boroughs and the secretary of the board of supervisors in townships shall first certify to the Auditor General that the fire department or fire company or companies of such near or adjacent city borough or township afford fire protection to the inhabitants of such borough or township. Provided That if the fire department consists of paid and volunteer firemen and the said firemen shall be covered by a pension fund then the two per centum tax aforesaid shall be divided equally between the relief fund association of the volunteer firemen and the pension fund for the paid firemen. Warrants for the above purposes shall be drawn by the Auditor General payable to the treasurers of the several cities townships and boroughs in accordance with this act whenever there are sufficient funds in the State Treasury to pay the same.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boies,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Naumann,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Tompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Flsh,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzler,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarraif,	Speaker.
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 769, Printer's No. 535 and

Senate Bill No. 777, Printer's No. 470

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 788, as follows:

An Act to further amend section six of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" further providing for examination to be given applicants for licensure

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The first paragraph of section six of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violation thereof and repealing all acts or parts of act inconsistent therewith" as last amended by the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 795) is hereby further amended to read as follows

Section 6 Every person desiring to be licensed as in this act provided shall file with the secretary of said board upon appropriate blank to be furnished by said secretary an application verified by oath setting forth the facts which entitle the applicant to examination and licensure under the provisions of this act The said board shall hold at least two examinations each year In case of failure at any standard examination the applicant after the expiration of six months and within two years shall have the privilege of a second examination by the board without the payment of an additional fee Any applicant who fails or who since the first day of January one thousand nine hundred forty-seven has failed any such second examination shall have after the expiration of six months and within two years the privilege of a third examination by the board without the payment of an additional fee Every applicant who shall pass the standard examination or the limited examination as the case may be and who shall otherwise comply with the provisions of this act shall receive from the said board under its seal a certificate of licensure entitling him to practice optometry in this Commonwealth which certificate shall be duly registered in a record book to be properly kept by the secretary of the

board for that purpose which shall be open to public inspection and a duly certified copy of said record shall be received as evidence in all courts of this Commonwealth in the trial of any case. Each person to whom a certificate shall be issued by said board shall keep said certificate displayed in a conspicuous place in the office wherein said person shall practice optometry together with the photograph of said person attached to the lower righthand corner of said certificate and shall whenever required exhibit the said certificate to any member or agent of the said board.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.
Bloom.	Greer.	Mills.	Smith, C. M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.	Sproul.
Brelsich.	Haller.	Moore, H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrofsky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese, D. P.	Weiss.
Dye.	Layer.	Reese, R. E.	Wescott.
Efenberg.	Lee.	Reilly, J. M.	West.
Elder.	Leisey.	Reilly, W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarrafi.	Speaker.
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate

with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection,

Senate Bill No. 801, Printer's No. 585

was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 808, as follows:

An Act to provide for an inventory of existing hospitals for a survey of the need for additional hospital facilities and for the development and administration of a hospital construction program which will in conjunction with existing facilities afford hospitals adequate to serve all people of the State and appropriating money establishing methods of administration and control providing for compliance with the requirements of the Federal Hospital Survey and Construction Act and regulations thereunder authorizing the acceptance and expenditure of Federal funds in accordance with such requirements and placing additional duties upon the Department of Welfare

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Article I

General

Section 1 Title This act shall be known as and may be cited as the "Pennsylvania Hospital Survey and Construction Act"

Section 1.1 This act shall not apply to any sectarian institution unless such institution chooses to be bound hereunder and upon expressing such choice to the secretary it shall be subject to the provisions of this act and the rules and regulations issued hereunder

Section 2 Definitions The following words and phrases shall have the meaning ascribed to them in this section unless the context clearly requires otherwise

(a) "Secretary" means the Secretary of the Department of Welfare

(b) "The Federal Act" means Public Law seven hundred twenty-five of the 79th Congress approved the thirteenth day of August one thousand nine hundred forty-six entitled the "Hospital Survey and Construction Act"

(c) "The Surgeon General" means the Surgeon General of the Public Health Service of the United States

(d) "Hospital" includes public health centers and general tuberculosis mentally chronic disease and other types of hospitals and related facilities such as laboratories out-patient departments nurses' home and training facilities and central service facilities operated in connection with hospitals but does not include any hospital furnishing primarily domiciliary care

"Hospital" shall include all hospitals as above defined including those owned operated or supervised by the Commonwealth of Pennsylvania and any of its political subdivisions but shall not include those hospitals as above defined which are sectarian institutions and which do not exercise the choice provided in Section 1.1

(e) "Public Health Center" means a publicly owned facility for the provision of public health services including related facilities such as laboratories clinics and administrative offices operated in connection with public health centers

(f) "Non profit hospital" means any hospital owned and operated by a corporation or association no part of the net earnings of which inures or may lawfully inure to the benefit of any private shareholder or individual

Section 3 Administration Division of Hospital Survey and Construction There is hereby established in the Department of Welfare a Division of Hospital Survey and

Construction which shall be administered by a full-time salaried director under the supervision and direction of the Secretary The Department of Welfare through such division shall constitute the sole agency of the State for the purpose of

(a) Making an inventory of existing hospitals surveying the need for construction of hospitals and developing a program of hospital construction as provided in Article II of this act and

(b) Developing and administering a State plan for the construction of public and other nonprofit hospitals as provided in Article III of this act

Section 4 General Powers and Duties In carrying out the purposes of the act the secretary is authorized and directed

(a) To require such reports make such inspections and investigations and prescribe such regulations as he deems necessary

(b) To provide such methods of administration appoint a director and other personnel of the division and take such other action as may be necessary to comply with the requirements of the Federal Act and the regulations thereunder

(c) To procure in his discretion the temporary or intermittent services of experts or consultants or organizations thereof by contract when such services are to be performed on a part-time or fee-for-service basis and do not involve the performance of administrative duties

(d) To the extent that he considers desirable to effectuate the purposes of this act to enter into agreements for the utilization of the facilities and services of other departments agencies and institutions public or private

(e) To accept on behalf of the State and to deposit with the State Treasurer any grant gift or contribution made to assist in meeting the cost of carrying out the purposes of this act and to expend the same for such purpose

(f) To make an annual report to the Governor on activities and expenditures pursuant to this act including recommendations for such additional legislation as the secretary considers appropriate to furnish adequate hospital clinic and similar facilities to the people of this State

Section 5 Advisory Hospital Council The Governor shall appoint an Advisory Hospital Council to advise and consult with the Department of Welfare in carrying out the administration of this act The council shall consist of the secretary who shall serve as chairman ex officio and seven (7) members and shall include representatives of non-government organizations or groups and of State agencies concerned with the operation construction or utilization of hospitals including representatives of the consumers of hospitals services selected from among persons familiar with the need for such services in urban or rural areas Each member shall hold office for a term of four (4) years except that any member appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term and the terms of office of the members first taking office shall expire as designated at the time of appointment two (2) at the end of the first year two (2) at the end of the second year two (2) at the end of the third year and one (1) at the end of the fourth year after the date of appointment Council members while serving on business of the council shall receive no compensation but shall be entitled to receive actual and necessary travel and subsistence expenses while so serving away from their places of residence The council shall meet as frequently as the secretary deems necessary but not less than once each year Upon request by four (4) or more members it shall be the duty of the secretary to call a meeting of the council

Section 6 Administrative Appropriations For the purposes of administering the provisions of this act there is hereby appropriated the sum of sixty thousand dollars (\$60,000) and also such funds as may be received from the Federal Government and other sources for such pur-

poses Such moneys shall be expended upon proper certification by the secretary

Article II

Survey and Planning

Section 7 Survey and Planning Activities The secretary is authorized and directed to make an inventory of existing hospitals including public nonprofit and proprietary hospitals to survey the need for construction of hospitals and on the basis of such inventory and survey to develop a program for the construction of such public and other nonprofit hospitals as will in conjunction with existing facilities afford the necessary physical facilities for furnishing adequate hospital clinic and similar services to all the people of the State

Section 8 Construction Program The construction program shall provide in accordance with regulations prescribed under the Federal Act for adequate hospital facilities for the people residing in this State and insofar as possible shall provide for their distribution throughout the State in such manner as to make all types of hospital service reasonably accessible to all persons in the State

Section 9 Application for Federal Funds for Survey and Planning Expenditure The secretary is authorized to make application to the Surgeon General for Federal funds to assist in carrying out the survey and planning activities herein provided Such funds shall be deposited in the State Treasury and shall be available to the secretary for expenditure for carrying out the purposes of this article Any such funds received and not expended for such purposes shall be repaid to the Treasury of the United States

Article III

Plans and Construction

Section 10 State Plan The secretary shall prepare and submit to the Surgeon General a State plan which shall include the hospital construction program developed under Article II of this act and which shall provide for the establishment administration and operation of hospital construction activities in accordance with the requirements of the Federal Act and regulations thereunder The secretary shall prior to the submission of such plan to the Surgeon General give adequate publicity to a general description of all the provisions proposed to be included therein and hold a public hearing at which all persons or organizations with a legitimate interest in such plan may be given an opportunity to express their views After approval of the plan by the Surgeon General the secretary shall make the plan or a copy thereof available upon request to all interested persons or organizations The secretary shall from time to time review the hospital construction program and submit to the Surgeon General any modifications thereof which he may find necessary and may submit to the Surgeon General such modifications of the State plan not inconsistent with the requirements of the Federal Act as he may deem advisable

Section 11 Minimum Standards for Hospital Maintenance and Operation The secretary shall by regulation prescribe minimum standards for the maintenance and operation of hospitals which receive Federal aid for construction under the State plan in order to further the accomplishments of the purposes of this law and for the promotion of safe and adequate treatment of individuals in hospitals in the interest of public health safety and welfare including minimum standards for General plant and physical requirements sanitation inspection and facilities for the study diagnosis and treatment of patients the keeping of proper medical records administrative procedure nursing service medical staff and minimum requirements for maternity hospitals

Section 12 Priority of Projects The State plan shall set forth the relative need for the several projects included in the construction program determined in accordance with regulations prescribed pursuant to the Federal Act and provided for the construction insofar as financial resources available therefor and for maintenance and op-

erations make possible in the order of such relative need

Section 13 Construction Projects Applications Applications for hospital construction projects for which Federal funds are requested shall be submitted to the secretary and may be submitted by the State or any political subdivision thereof or by any public or non-profit agency authorized to construct an doperate a hospital Each application for a construction project shall conform to Federal and State requirements

Section 14 Consideration and Forwarding of Application The secretary shall afford to every applicant for a construction project an opportunity for a fair hearing If the secretary after affording reasonable opportunity for development and presentation of applications in the order of relative need finds that a project application complies with the requirements of section thirteen of this act and is otherwise in conformity with the State plan he shall approve such application and shall recommend and forward it to Surgeon General

Section 15 Inspection of Projects From time to time the secretary shall inspect each construction project approved by the Surgeon General and if the inspection so warrants the secretary shall certify to the Surgeon General that work has been performed upon the project or purchases have been made in accordance with the approved plans and specifications and that that payment of an installment of Federal funds is due to the applicant

Section 16 Hospital Construction Fund The secretary is hereby authorized to receive Federal funds in behalf of and transmit them to such applicants There is hereby established separate and apart from all public moneys and funds of this State a Hospital Construction Fund Money received from the Federal Government for a construction project approved by the Surgeon General shall be deposited to the credit of this fund and shall be used solely for payments due applicants for work performed or purchases made in carrying out approved projects Warrants for all payments from the Hospital Construction Fund shall bear the signature of the secretary or his duly authorized agent for such purpose

Article IV

Section 17 Section 17.1 the Secretary may in the manner provided by law upon the advice of the Attorney General maintain an action in the name of the Commonwealth for an injunction or other process against any person or hospital to restrain or prevent the establishment conduct management or operation of a hospital in violation of this law or the rules and regulations issued hereunder

Section 18 Repeal All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 19 Effective Date The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Frost,	McCormack,
Andrews,	Gallagher,	McCosker,
Bane,	Getchey,	McCullough,
Barrett,	Gibson,	McDonald,
Baumunk,	Goff,	McKinney,
Beech,	Goodling,	McMillen,
Bender,	Gorman,	Mihm,
Bentzel,	Graybill,	Mikula,
Bloom,	Greenwood,	Miller,
Boies,	Greer,	Mills,
Bonawitz,	Griffiths,	Mintess,
Boorse,	Guthrie,	Mohr,
Bower,	Gyger,	Mooney,
Brelsich,	Hall,	Moore, C. E.,
Brice,	Haller,	Moore, H. A.,
Brown,	Haudenshield,	Morrison,

Brunner,	Helm,	Murray,	Stockham
Buchin,	Henry,	Myers,	Stonier
Cadwalader	Hewitt,	Najaka,	Stuart.
Capano,	Hocker,	Naumann,	Swope.
Cassidy,	Hoffman,	Needham,	Tahl
Chervensak	Hoopes,	Neff,	Thomassy,
Chudoff	Horan,	Nelson,	Thompson.
Clevenger,	Imbt,	O'Connor,	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins
Cole,	Johnson,	O'Donnell	Toomey.
Cook,	Johnston,	O'Neill	Turner
Cooper	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan.
Costa,	Kean,	Petrosky	Verona
Crowley,	Kelley,	Pichney,	Wachhaus
Dague,	Kemp,	Pickens,	Wagner,
Dalrymple	Kent,	Polaski	Waldron,
Davison,	Kirley	Powers,	Wallin.
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse.
Dennisor,	Kratz,	Ragot,	Watkins.
Deputy	Krise,	Readinger,	Watson,
Dix	Kurtz,	Reagan,	Weidner,
Dye,	Laughner,	Reese D P.,	Weiss
Efenberg,	Layer,	Reese R. E.,	Wescott.
Elder	Lee,	Reilly, J. M.,	West,
Erb	Leisey,	Reilly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	W od,
Feola,	Loftus,	Robbins,	Worley
Fish,	Lovett	Robertson	Yeakel.
Fiss,	Lyons,	Root,	Yester
Flack	Madden,	Rose,	Yetzer,
Fleming	Madigan	Rowen,	Young,
Foor	Mazza,	Royer,	Lichtenwalter.

Speaker

NAYS—0

NOT VOTING—1

Frout

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 810, as follows:

An Act to further amend sections three four and five of the act approved the seventh day of May one thousand nine hundred twenty-three (P. L. 158) entitled "An act creating a Legislative Reference Bureau providing for the election of a director by the General Assembly designating the officers and employees of such bureau defining their duties fixing their salaries abolishing the present Legislative Reference Bureau and making an appropriation" further defining the powers of the director with respect to the employees of the Bureau and increasing the director's salary

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections three and four of the act approved the seventh day of May one thousand nine hundred twenty-three (P. L. 158) entitled "An act creating a Legislative Reference Bureau providing for the election of a director by the General Assembly designating the officers and employees of such bureau defining their duties fixing their salaries abolishing the present Legislative Reference Bureau and making an appropriation" as amended by the act approved the seventeenth day of May one thousand nine hundred twenty-nine (P. L. 1803) are hereby further amended to read as follows

Section 3 The director of the Legislative Reference Bureau shall be qualified by experience knowledge and ability to conduct the work of the bureau He shall be

well versed in legislative procedure and parliamentary practice and shall in such matters when called upon be ex-officio advisor to the General Assembly. He shall give bond in the sum of ten thousand dollars for the faithful performance of his duties and he shall devote his whole time and attention to the duties of his office. He shall have access to the Law Library and the publications therein of the various State Governments and the United States Government which may be generally classed as legislative documents. He shall receive a salary of [seven thousand five hundred] eight thousand two hundred fifty (\$8250) dollars per annum.

Section 4 The director shall appoint an assistant director learned in the law who shall be a skilled bill drafter and who shall receive a salary [of not exceeding seven thousand five hundred dollars per annum] to be fixed by the director. The assistant director shall perform the duties of the director in the case of vacancy in said office or in case of the absence or inability of the director to act and he shall also perform such other duties as may be assigned to him by the director.

Section 2 Section five of said act as last amended by the act approved the sixth day of May one thousand nine hundred thirty-one (P. L. 95) is hereby further amended to read as follows:

Section 5 The director shall also appoint [a chief compiler learned in the law who shall be a skilled bill drafter a compiler and bill drafter learned in the law a search clerk learned in the law a messenger and file clerk a chief clerk who shall be a stenographer a skilled reference librarian a secretary and two stenographers. The salaries and compensation of the employees shall be fixed within the appropriation made biennially by the director of the bureau from time to time taking into consideration the years of service of employees in the work of the bureau. The director may for a period commencing one month prior to and ending one month after each session of the General Assembly appoint and fix the monthly compensation of one bill clerk an assistant bill clerk and such stenographers and emergency help as may be necessary to expedite the work of the legislative session] a trained librarian and such attorney-at-law clerks secretaries stenographers typists messengers and other employees as he deems necessary and for such periods and on such terms as he deems advantageous to conduct the work of the bureau at all times. The director shall fix the number and compensation of all such employees within the limits of appropriations made in advance by the General Assembly.

Section 3 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson,	Frost,	McCormack,	Sarra,
Andrews,	Gallagher,	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon,
Barrett,	Gibson,	McDonald,	Schuster,
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen,	Serrill,
Bender,	Gorman,	Mihm,	Shoemaker,
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood,	Miller,	Smith, C. C.,
Boies,	Greer,	Mills,	Smith, C. M.,
Bonawitz,	Griffiths,	Mintess,	Snider,
Boorse,	Guthrie,	Mohr,	Sollenberger,
Bower,	Gyger,	Mooney,	Sorg,
Brelsich,	Hall,	Moore, O. E.,	Sproul,
Brice,	Haller,	Moore, H. A.,	Stank,
Brown,	Haudenschild,	Morrison,	Stimmel,

Brunner,	Helm,	Murray,	Stockham,
Bucchin,	Henry,	Myers,	Stonier,
Cadwalader,	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope,
Cassidy,	Hoffman,	Needham,	Tahl,
Chervonak,	Hoopes,	Neff,	Thomassy,
Chudoff,	Horan,	Nelson,	Thompson,
Clevenger,	Imbt,	O'Connor,	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins,
Cole,	Johnson,	O'Donnell,	Toomey,
Cook,	Johnston,	O'Neill,	Turner,
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan,
Costa,	Kean,	Petrosky,	Verona,
Crowley,	Kelley,	Pichney,	Wachhaus,
Dague,	Kemp,	Pickens,	Wagner,
Dairymple,	Kent,	Polaski,	Waldron,
Davison,	Kirley,	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Proper,	Waterhouse,
Dennison,	Kratz,	Ragot,	Watkins,
Depuy,	Krise,	Readinger,	Watson,
Dix,	Kurtz,	Reagan,	Weidner,
Dye,	Laughner,	Reese, D. P.,	Weiss,
Efenberg,	Layer,	Reese, R. E.,	Wescott,
Elder,	Lee,	Relly, J. M.,	West,
Erb,	Lelsey,	Relly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Yeakel,
Fish,	Lovett,	Robertson,	Yester,
Fiss,	Lyons,	Root,	Yetzer,
Flick,	Madden,	Rose,	Young,
Fleming,	Madigan,	Rowen,	Lichtenwalter,
Foor,	Mazza,	Royer,	Speaker.

NAYS—1

Worley.

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 826, as follows:

An Act to further amend subsection (d) of section three hundred twelve of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by extending the basis on which the Department of Labor and Industry is authorized to enter into reciprocal arrangements with other state agencies and the Federal Government.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1 Subsection (d) of section three hundred twelve of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment

compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" as last amended by the act approved the twenty-third day of April one thousand nine hundred forty-two (P. L. 60) is hereby further amended to read as follows

Section 312 Reciprocal Agreements

* * * * *

(d) Contributions due under this act with respect to wages for employment shall for the purpose of section three hundred one of this act be deemed to have been paid to the fund as of the date payment was made as contributions therefor under another state or Federal unemployment compensation law but no such arrangement shall be entered into unless it contains provisions for reimbursement to the fund of such contributions or an amount equal to such contributions less any benefits which may have paid by such other state based upon such contributions. Such arrangement may provide for the transfer of interest earned on such contributions while credited to the state to which they were erroneously paid.

Reimbursements paid from the fund pursuant to paragraph (c) of this section shall be deemed to be benefits for all the purposes of this act. The department is authorized to make to other state of Federal agencies and to receive from such other state or Federal agencies reimbursements from or to the fund in accordance with arrangements entered into pursuant to this section.

The administration of this act and of other state and Federal unemployment compensation and public employment service laws will be promoted by cooperation between this State and such other states and the appropriate Federal agencies in exchanging services and making available facilities and information. The department is therefore authorized to make such investigations secure and transmit such information make available such services and facilities and exercise such of the other powers provided herein with respect to the administration of this act as it deems necessary or appropriate to facilitate the administration of any such unemployment compensation of public employment service law and in like manner to accept and utilize information services and facilities made available to this State by the agency charged with the administration of any such other unemployment compensation or public employment service law.

To the extent permissible under the laws and Constitution of the United States the department is authorized to enter into or cooperate in arrangements whereby facilities and services provided under this act and facilities and services provided under the unemployment compensation law of any foreign government may be utilized for the taking of claims and payment of benefits under the employment security law of this State or under a similar law of such government.

* * * * *

Section 2 This act shall become effective immediately upon final enactment.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boies,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Heim,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Buchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neft,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Davison,	Kilne,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Deputy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarra,	Speaker.
Frost,			

NAYS—0

NOT VOTING—1

Frout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 837, as follows:

An Act to amend clause (d) of section three of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 216) entitled "An act relating to dentistry defining and providing for the licensing and registration of dentists and dental hygienists and for the revocation and suspension of such licenses and registration subject to appeal and for their reinstatement defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction providing penalties and repealing existing laws" further regulating the licensing of dental hygienists.

istrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as added by the act approved the thirteenth day of May one thousand nine hundred forty-seven (Act Number 94) is hereby amended to read as follows

Section 1313 Public Service Institute Board It shall be the duty of the Public Service Institute Board to establish and from time to time revise a program for the in-service training of State and local officials of Pennsylvania and of officers and employees of public semi-public and private institutions and of the courts and to provide for the administration thereof to prescribe qualifications of specialists teachers and other persons employed by the Superintendent of Public Instruction to carry out the program established by the board to receive funds from other sources and to have all such powers as may be needed to qualify to receive and expend such funds to carry out its program and to make a biennial report to the Superintendent of Public Instruction on the progress of the program of in-service training which report shall be included in the biennial report of the Superintendent of Public Institution to the Governor

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker,	Sax.
Andrews.	Getchey,	McCullough,	Scanlon.
Bane,	Gibson,	McDonald,	Schuster
Barrett.	Goff,	McKinney.	Scott,
Baumunk.	Goodling.	McMillen.	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker.
Bendei,	Graybill,	Mikula.	Simons,
Bentzel.	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boies.	Griffiths,	Mintess,	Snider.
Bonawitz.	Guthrie.	Mohr,	Sollenberger.
Boorse.	Gyger,	Mooney,	Sorg,
Bower.	Hall	Moore, C. E.,	Sproul,
Breisch.	Haller,	Moore, H. A.,	Stank.
Brice.	Haudensfield,	Morrison,	Stimmel,
Brown.	Helm,	Murray,	Stockham.
Brunner,	Henry,	Myers,	Stonier.
Bucchin,	Hewitt,	Najaka,	Stuart.
Cadwalader.	Hooker,	Naumann,	Swope.
Capano,	Hoffman,	Needham,	Tahl.
Cassidy.	Hoopes,	Neff,	Thomassy,
Chervenak.	Horan,	Nelson,	Thompson,
Chudoff	Imbt,	O'Connor.	Tittle.
Clevenger,	Jennings,	O'Dare,	Tompkins.
Cochran.	Johnson,	O'Donnell.	Toomey,
Cole,	Johnston,	O'Neill	Turner,
Cook	Jones,	Orban,	Upshur
Cooper.	Jump,	Patten,	Vaughan.
Cordier,	Kean,	Petrosky,	Verona.
Costa.	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens.	Wagner,
Dague.	Kent,	Polaski.	Waldron.
Dalrymple.	Kirley,	Powers,	Wallin.
Davison,	Kline,	Price,	Walton.
De Long,	Kohl,	Propert,	Waterhouse.
Demech,	Kratz,	Ragot,	Watkins.
Dennisson.	Krise,	Readinger.	Watson.
Depuy	Kurtz,	Reagan	Weidner.
Dix.	Laughner.	Reese, D. P.,	Weiss,
Dye.	Layer,	Reese, R. E.	Wescott.
Efenberg,	Lee	Reilly, J. M.,	West,
Elder.	Leisey.	Reilly, W. J.,	Wheeler,
Erb.	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley.
Feola,	Lovett,	Robertson,	Yeakel.

Flsh,
Fiss
Flack.
Fleming.
Foor.
Frost,

Lyons.
Madden,
Madigan,
Mazza,
McCormack,

Root.
Rose,
Rowen,
Royer,
Sarraf,

Yester.
Yetzer,
Young,
Lichtenwalter.
Speaker.

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 850, as follows:

An Act to add section twelve point one to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing for the retention of membership in the Public School Employees' Retirement Association by any contributor who ceases to be a public school employe and becomes a State employe and a member of the State Employees' Retirement Association

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended by adding after section twelve thereof a new section to read as follows

Transfer to Service under State Employees' Retirement Association

Section 12.1 Any contributor who ceases to be a public school employe and becomes a State employe and a member of the State Employees' Retirement Association by leaving with the retirement board all of his or her accumulated deductions at the time he or she ceases to be a public school employe may retain his or her membership in the Public School Employees' Retirement Association but without credit under the Public School Employees' Retirement System for service for which credit is allowed under the State Employees' Retirement System and without the right to a disability retirement allowance under the provisions of section thirteen of this act and with final salary equal to the average annual salary earnable by the contributor as a public school employe for the years of service not exceeding ten immediately preceding his or her ceasing to be a public school employe and any

person who has heretofore been a contributor and has ceased to be a public school employe and at such time becomes a State employe and a member of the State Employees' Retirement Association may restore his or her membership in the Public School Employees' Retirement Association by repaying to the retirement board on or before the thirty-first day of December one thousand nine hundred forty-seven the full amount of his or her accumulated deductions at the time of his or her ceasing to be a public school employe or any part thereof that may have been heretofore withdrawn. Any such accumulated deductions left with or repaid to the retirement board as long as the former contributor continues to be a State employe and a contributor under the State Employees' Retirement Act shall be credited with regular interest thereafter.

Nothing contained in this section shall limit the right of a public school employe who has heretofore separated or shall hereafter separate from his or her service as a public school employe to become a State employe and a member of the State Employees' Retirement Association to retain or restore his or her rights as a member as they existed at the time of such separation in the manner provided in this act or to return to service as a public school employe at any time and to add to such retained or restored rights by further service and further payroll deductions.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boies,	Griffiths,	Mintess,	Snider,
Bonawiltz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsich,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hucker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopess,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weldner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, J. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Roberts,	Yeakel,
Fish,	Lyons,	Root,	Yester,

Fiss.
Flack.
Fleming.
Foor.
Frost.

Madden,
Madigan.
Mazza,
McCormack,

Rose
Rowen,
Royer,
Sarraf,

Yetzer,
Young,
Lichtenwalter
Speaker.

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 851, as follows:

An Act to add section eleven point one to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing for the retention of membership in the State Employees' Retirement Association by any contributor who ceases to be a State employe and becomes a public school employe and a member of the Public School Employees' Retirement Association.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" is hereby amended by adding after section eleven thereof a new section to read as follows

Transfer to Service under Public School Employees' Retirement Association

Section 11.1 Any contributor who ceases to be a State employe and becomes a public school employe and a member of the Public School Employees' Retirement Association by leaving with the retirement board all of his or her accumulated deductions at the time he or she ceases to be a State employe may retain his or her membership in the State Employees' Retirement Association but without credit under the State Employees' Retirement System for service for which credit is allowed under the Public School Employees' Retirement System and without the right to a disability retirement allowance under the provisions of section twelve of this act and with final salary equal to the average annual salary earnable by the contributor as a State employe for the years of service not exceeding five immediately preceding his or her ceasing to be a State employe. Any person who has heretofore been a contributor and has ceased to

be a State employe and at such time becomes a public school employe and a member of the Public School Employes' Retirement Association may restore his or her membership in the State Employes' Retirement Association by repaying to the retirement board on or before the thirty-first day of December one thousand nine hundred forty-seven the full amount of his or her accumulated deductions at the time of his or her ceasing to be a State employe or any part thereof that may have been heretofore withdrawn. Any such accumulated deductions left with or repaid to the retirement board as long as the contributor continues to be a public school employe and a contributor under the Public School Employes' Retirement Act shall be credited with regular interest thereafter.

Nothing contained in this section shall limit the right of a State employe who has heretofore separated or shall hereafter separate from his or her service as a State employe to become a public school employe and a member of the Public School Employes' Retirement Association to retain or restore his or her rights as a member as they existed at the time of such separation in the manner provided in this act or to return to service as a State employe at any time and to add to such retained or restored rights by further service and further payroll deductions.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon.
Bane,	Gibson,	McDonald,	Schuster.
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill.
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider
Bonawitz,	Guthrie,	Mohr,	Sollenberger.
Boorse,	Gyger,	Mooney,	Sorg
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsich,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stammel,
Brown,	Helm,	Murray,	Stockham
Brunner,	Henry,	Myers,	Stonier.
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope.
Capano,	Hoffman,	Needham,	Tahl.
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona.
Costa,	Kelley,	Pichney,	Wachhaus
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse.
Demech,	Kratz,	Ragot,	Watkins.
Oennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese D. P.,	Weiss,
Oye,	Layer,	Reese R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley.
Feola,	Lovett,	Robertson,	Yeakel.
Fish,	Lyons,	Root,	Yester.
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,

Fleming,
Foor,
Frost.

Mazza,
McCormack,

Royer,
Sarraf,

Lichtenwalter.
Speaker.

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection,

Senate Bill No. 852, Printer's No. 604 was passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 857, as follows:

An Act to amend section two thousand two hundred eleven of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by increasing the salary of school controllers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two thousand two hundred eleven of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended to read as follows

Section 2211 The school controller in each district of the first class shall be paid from the funds of the school district an annual salary of [four thousand dollars (\$4000.00)] four thousand four hundred dollars (\$4400.00) payable monthly

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson.	Frost	McCormack,	Sarraf,
Andrews,	Gallagher,	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon.
Barrett,	Gibson,	McDonald,	Schuster.
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen	Serrill.
Bender,	Gorman,	Mihm,	Shoemaker,
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood,	Miller,	Smith, C. C.,
Boles,	Greer,	Mills,	Smith, C. M.,

Bonawitz,	Griffiths,	Mintess,	Snider,
Boorse,	Guthrie,	Mohr,	Sollenberger.
Bower,	Gyger,	Mooney,	Sorg,
Brelsich,	Hall,	Moore, C. E.,	Sproul,
Brice,	Haller,	Moore, H. A.,	Stank,
Brown,	Haudensfield,	Morrison,	Stimmel,
Brunner,	Helm,	Murray,	Stockham,
Bucchin,	Henry,	Myers,	Stonier,
Cadwalader,	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope,
Cassidy,	Hoffman,	Needham,	Tahl,
Chervenak,	Hoopes,	Neff,	Thomassy,
Chudoff,	Horan,	Nelson,	Thompson,
Clevenger,	Imbt,	O'Connor,	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins,
Cole,	Johnson,	O'Donnell,	Toomey,
Cook,	Johnston,	O'Neill,	Turner,
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan,
Costa,	Kean,	Petrosky,	Verona,
Crowley,	Kelley,	Pichney,	Wachhaus,
Dague,	Kemp,	Pickens,	Wagner,
Dairymple,	Kent,	Polaski,	Waldron,
Davison,	Kirley,	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse,
Dennison,	Kratz,	Ragot,	Watkins,
Depuy,	Krise,	Readinger,	Watson,
Dix,	Kurtz,	Reagan,	Weldner,
Dye,	Laughner,	Reese, D. P.,	Weiss,
Efenberg,	Layer,	Reese, R. E.,	Westcott,
Elder,	Lee,	Reilly, J. M.,	West,
Erb,	Leisey,	Reilly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Yeakel,
Fish,	Lovett,	Robertson,	Yester,
Fiss,	Lyons,	Root,	Yetzer,
Flack,	Madden,	Rose,	Young,
Fleming,	Madigan,	Royer,	Lichtenwalter.
Foor,	Mazza,	Rowen,	Speaker

NAYS—1

Worley.

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection,

Senate Bill No. 859, Printer's No. 568 and

Senate Bill NO. 860, Printer's No. 517

were passed over at the request of the SPEAKER pro tempore.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 861, as follows:

An Act to further amend section two hundred thirteen subsection (f) of section four hundred forty-eight subsection (g) of section seven hundred ten and to add subsection (h) to section seven hundred ten of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the

powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" authorizing heads of departments to act by deputy as ex-officio members of any board or commission and authorizing the Secretary of Health to act by deputy both as a member and as chairman of the Advisory Health Board to authorize the Pennsylvania State Police to assist the Department of Revenue in the Collection of the tax on cigarettes and to permit search without warrant for law violations where the duty of enforcement or administration is in the Department of Revenue

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two hundred thirteen of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" as last amended by the act approved the twenty-third day of April one thousand nine hundred forty-one (P. L. 21) is hereby further amended to read as follows

Section 213 Deputies The head of any administrative department except the Auditor General State Treasurer and the Secretary of the Department of Internal Affairs shall have the power with the approval of the Governor to appoint and fix the compensation of a deputy or such number of deputies as the Executive Board shall approve who shall in the absence of the head of such department have the right to exercise all the powers and perform all the duties by law vested in and imposed upon the head of such department except the power to appoint deputies bureau or division chiefs or other assistants or employees and who may at any time exercise such of the powers and perform such of the duties of the head of his department as may be prescribed by the head of his department however That any such deputy shall not have the right to exercise any power or perform any duty which the Constitution of the Commonwealth of Pennsylvania requires the head of his department personally to exercise or perform

Whenever there shall be a vacancy in the office of the head of any department such deputy as the Governor shall designate in writing shall exercise the powers and perform the duties of the head of the department until the vacancy is filled

With the approval of the Governor in writing the head of any department may authorize a named deputy to serve in his stead on any [departmental administrative] board or commission except the Board of Pardons of which

such department head is a member ex-officio One of the Deputy Adjutants General shall possess the same qualifications in all respects as are required by law for the Adjutant General of the Department of Military Affairs

Section 2 Subsection (f) of section four hundred forty-eight of said act as last amended by the act approved the twenty-second day of May one thousand nine hundred forty-seven (Act Number 109) is hereby further amended to read as follows

Section 448 Advisory Boards and Commissions The advisory boards and commissions within the several administrative departments shall be constituted as follows

* * * * *

(f) The Advisory Health Board shall consist of the Secretary of Health or in his place his duly authorized deputy and seven members a majority of whom shall be physicians graduates of legally constituted medical colleges and of at least ten years' experience in the practice of their profession one of whom shall be a dentist and one of whom shall be a pharmacist graduates of legally constituted dental and pharmacy colleges respectively and of at least ten years' experience in the practice of their profession and one of whom shall be a civil engineer The Secretary of Health or in his place his duly authorized deputy shall be chairman of the board

Four members of the board together with the Secretary of Health or in his place his duly authorized deputy shall constitute a quorum

Section 3 Subsection (g) of section seven hundred ten of said act as last amended by the act approved the twenty-eighth day of April one thousand nine hundred forty-three (P. L. 94) is hereby amended and subsection (h) is hereby added to read as follows

Section 710 Pennsylvania State Police the Pennsylvania State Police shall have the power and its duty shall be

* * * * *

(g) To enforce the laws regulating the use of the highways of this Commonwealth and to assist the department of revenue in the collection of motor license fees for titling vehicles and tractors operators' license fees the tax on cigarettes and the tax on liquid fuels and the issuance of certificates of title and motor and operators' licenses

(h) To search without warrant any boat conveyance vehicle or receptacle or any place of business when there is good reason to believe that any law has been violated the enforcement or administration of which is imposed or vested in the department of revenue

Section 4 The provisions of this act shall become effective immediately upon final enactment

The SPEAKER pro tempore. The Chair desires to call attention to the fact that the title of the bill as printed on the calendar is in error. The last five lines as they appear on the calendar should be omitted. The Chair is informed, that the title of the bill itself is correct.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson	Gallagher.	McCosker,	Sarraf,
Andrews.	Getchey,	McCullough,	Scanlon.
Bane,	Gibson	McDonald,	Schuster.
Barrett.	Goff,	McKinney,	Scott,
Baumunk.	Goodling.	McMillen,	Serrill.
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula.	Simons,
Bentzel.	Greenwood.	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boies,	Griffiths,	Mintess,	Snider,

Bonawitz.	Guthrie,	Mohr,	Sollenberger.
Boorse.	Gyger,	Mooney.	Sorg,
Bower.	Hall.	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenshield.	Morrison,	Stimmel,
Brown.	Helm.	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Buechin,	Hewitt.	Najaka,	Stuart,
Cadwalader.	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenk.	Horan,	Nelson,	Thompson,
Clevenger,	Imbt,	O'Connor.	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins,
Cole,	Johnson,	O'Donnell,	Toomey,
Co k,	Johnston,	O'Neill.	Turner,
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan,
Costa,	Kean,	Petrosky,	Verona,
Crowley.	Kelley,	Pichney,	Wachhaus.
Dague,	Kemp,	Pickens,	Wagner,
Dairymple.	Kent,	Polaski,	Waldron,
Davison,	Kirley.	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse.
Dennison.	Kratz,	Ragot,	Watkins,
Depuy.	Krise,	Readinger.	Watson,
Dix,	Kurtz,	Reagan,	Weldner,
Dye,	Laughner.	Reese, D. P.,	Weiss,
Efenberg,	Layer,	Reese, R. E.,	Wescott,
Elder,	Lee,	Relly, J. M.,	West,
Erb,	Leisey.	Relly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Worley.
Fish,	Lovett,	Robertson.	Yeakel.
Fiss,	Lyons,	Root,	Yester.
Flack,	Madden,	Rose,	Yetzer,
Fleming.	Madigan.	Rowen,	Young,
Foor,	Mazza,	Royer,	Lichtenwalter.
Frost,	McCormack,	Sax,	Speaker.

NAYS—1

Chudoff.

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 862, as follows:

An Act making an appropriation to the Chapman Recreational Park Mead Township Warren County for constructing buildings and improvements and maintenance thereof

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of one hundred and fifty thousand dollars (\$150,000) or so much thereof as may be necessary is hereby specifically appropriated to the Chapman Recreational Park Mead Township Warren County for the purpose of constructing buildings and improvements and maintenance thereof

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Stockham,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stonier,
Brunner,	Henry,	Myers,	Stuart,
Bucchin,	Hewitt,	Najaka,	Stowe,
Cadwalader,	Hocker,	Naumann,	Tahl,
Capano,	Hoffman,	Needham,	Thomassy,
Cassidy,	Hoopes,	Neff,	Thompson,
Chervenak,	Horan,	Nelson,	Tittle,
Chudoff,	Imbt,	O'Connor,	Tompkins,
Clevenger,	Jennings,	O'Dare,	Toomey,
Cochran,	Johnson,	O'Donnell,	Turner,
Cole,	Johnston,	O'Neill,	Upshur,
Cook,	Jones,	Orban,	Vaughan,
Cooper,	Jump,	Patten,	Verona,
Cordier,	Kean,	Pentrack,	Wachhaus,
Costa,	Kelley,	Pichney,	Wagner,
Crowley,	Kemp,	Pickens,	Waldron,
Dague,	Kent,	Polaski,	Wallin,
Dalrymple,	Kirley,	Powers,	Walton,
Davison,	Kline,	Price,	Waterhouse,
De Long,	Kohl,	Propert,	Watkins,
Demech,	Kratz,	Ragot,	Watson,
Dennison,	Krise,	Readinger,	Weidner,
Depuy,	Kurtz,	Reagan,	Weiss,
Dix,	Laughner,	Reese, D. P.,	Westcott,
Dye,	Layer,	Reese, R. E.,	West,
Efenberg,	Lee,	Reilly, J. M.,	Wheeler,
Elder,	Leisey,	Reilly, W. J.,	Wolf,
Erb,	Livingston,	Richter,	Wood,
Evans,	Livingstone,	Riley,	
Ewing,	Loftus,	Robbins,	
Feola,	Lovett,	Robertson,	
Fish,	Lyons,	Root,	
Flas,	Madden,	Rose,	
Flack,	Madigan,	Rowen,	
Fleming,	Mazza,	Royer,	
Foor,	McCormack,	Sarra,	
Frost,		Speaker,	

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 863, as follows:

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Warren State Hospital to sell and convey a certain tract of land in the township of Conewango County of Warren Pennsylvania but reserving therefrom an existing easement of right-of-way and of ingress and egress for continuance of such easement The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Warren State Hospital is hereby authorized on behalf of the Commonwealth of Pennsylvania to sell and

convey for such consideration as may be agreed upon and to make and execute a deed conveying the following herein described tract of land used in connection with the said Warren State Hospital

All that certain tract of land situate in the township of Conewango County of Warren and Commonwealth of Pennsylvania more particularly described as follows to wit

Beginning at a point on the western side of the old Warren-Jamestown Road which point is the southern boundary line of lands now or late of James A Blomquist thence in a westerly direction three hundred fifty-three and one tenth (353.1) feet to the Conewango Creek thence in a southeasterly direction three hundred twenty (320) feet more or less to the western side of the aforementioned Warren-Jamestown Road thence northwardly along the western side of said road one hundred forty-five (145) feet more or less to a point and thence continuing along the western side of said road sixty-five (65) feet to a point which point is the southern boundary line of the aforementioned property of James A Blomquist the place of beginning

Excepting and reserving however therefrom an easement of right-of-way for the continued and uninterrupted use of a sewer disposal line existing and passing through said tract of land and a right of ingress and egress for the purpose of maintaining repairing and reconstructing the same

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Stowe,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese D P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Westcott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,

Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter
Foor,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 865, as follows:

An Act to amend section one hundred six of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing that notices may be published in certain newspapers in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one hundred six of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" is hereby amended to read as follows

Section 106 Publication of Notices Whenever under the provisions of this act notice is required to be given by newspaper publication in any county or in any municipal subdivision thereof such notice shall be published in at least two and not more than three newspapers of general circulation as defined in the "Newspaper Advertising Act" approved May 16, 1929 (P. L. 1784) At least one of said newspapers shall represent the majority party and at least one shall represent the minority party if there be that many published within the limits of such county or municipal subdivision If there are not two such newspapers then publication shall be made in at least either one newspaper of general circulation representing to majority party or at least one newspaper of general circulation representing the minority party whichever is published in such county and at least one newspaper of general circulation representing to other party published in an adjacent county and circulating in such county or municipal subdivision in which such notice is required to be published Provided however that if in any such county or in any municipal subdivision thereof there are at least three newspapers of general

circulation published within the limits of such county or municipal subdivision the foregoing provisions of this section shall be deemed complied with if publication shall be made in all of the said newspapers in the county or municipal subdivision notwithstanding that all such newspapers may represent either the majority party or the minority party Whenever such notice relates to any matter or proceeding in court or to the sale of bonds or increase of indebtedness the same shall also be published in the legal newspaper if any in the proper county provided publication can be made therein on the same day or days as publication is made in newspapers of general circulation

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boies,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, T. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Buchlin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Vaughan,
Cooper,	Jump,	Patten,	Upshur,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weldner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter
Foor,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trent.

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 867, as follows:

An Act relating to police and firemen's pension funds in cities of the second class A and directing such cities to appropriate certain moneys thereto and requiring reports and audits

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 There shall be paid over as hereinafter provided to the organization or association constituting and having in charge the distribution of police and firemen's pension funds in every city of the second class A three per centum (3%) of all city taxes collected by the city other than taxes levied to pay interest on or to extinguish the debt of the city or any part thereof to be divided equally between the police and firemen's association or organization

Section 2 The organizations herein mentioned shall consist only of such as are by city ordinance designated as the official and authorized organization or association to hold receive and distribute the funds or moneys for the purpose of pensioning the police or firemen of said cities

Section 3 It shall be the duty of the city treasurer collecting said taxes to pay over to the proper officials of the said organization or association constituting the police or firemen's pension funds annually the amount designated in this act taking his or their receipt for same which receipt shall constitute a voucher and quittance for the amount so paid

Section 4 On or before March first of every year it shall be the duty of the officers of said organizations or associations to render a full and complete account to city council of all transactions of the past year showing all receipts and disbursements A copy of such account shall be filed with the city controller who shall audit the same and render to city council a detailed report of his examination The city treasurer shall distribute no funds as above provided until such report has been filed and approved by city council by resolution

Section 5 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith C. M.,
Roles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stl. mel,
Brown,	Helm,	Murray,	Stockham
Brunner,	Henry,	Myers,	Stonier,

Buechlin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Vaughan,
Cooper,	Jump,	Patten,	Verona,
Cordler,	Kean,	Petrosky,	Upshur,
Costa,	Kelley,	Pichney,	Wachhaus.
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davidson,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse.
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Deputy,	Kurtz,	Reagan,	Weldner,
Dix,	Laughner,	Reese D P.,	Weiss,
Dye,	Layer,	Reese R. E.,	Westcott.
Efenberg,	Lee,	Relly, J. M.,	West,
Elder,	Leisey,	Relly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel
Flah,	Lyons,	Root,	Yester,
Flass,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter
Foor,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 868, as follows:

An Act providing for joint action by the Commonwealth of Pennsylvania and the States of Ohio West Virginia and Indiana (or any three thereof) in the construction operation and maintenance of an inter-state highway from the western terminus of the Pennsylvania Turnpike as authorized to be extended to the western border of Indiana authorizing the Governor for these purposes to enter into an agreement with the States in question creating an Inter-State Turnpike Commission and defining its powers and duties including the power to finance the construction thereof through the issuance of bonds redeemable from tolls collected for the use of such turnpike

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The Governor of the Commonwealth is hereby authorized and empowered to enter into a compact or agreement on behalf of the Commonwealth of Pennsylvania with the States of Ohio West Virginia and Indiana or any two of said states in substantially the following form

Agreement between the Commonwealth of Pennsylvania and the States of Ohio West Virginia and Indiana creating The Inter-state Turnpike Commission as a body corporate and politic and defining its powers and duties

The Commonwealth of Pennsylvania and the States of Ohio West Virginia and Indiana (or any three thereof) do each hereby solemnly covenant and agree each with the others as follows

Article I

There is hereby created a body corporate and politic to be known as the Inter-State Turnpike Commission (hereinafter in this agreement called the "commission") which may consist of the appointed members of The Pennsylvania Turnpike Commission in the Commonwealth of Pennsylvania and shall consist of three commissioners from each of the States which are parties to this agreement to be appointed by their respective Governors The Secretary of Highways of the Commonwealth of Pennsylvania and the persons in charge of the public highways of the respective States which are parties to this agreement shall be ex officia members of the commission

No action of the commission shall be binding unless a majority of the members of the commission from Pennsylvania and a majority of the members of the commission from each of the other States which are parties to this agreement shall vote in favor thereof

The commission shall constitute the public corporate instrumentality of the Commonwealth of Pennsylvania and the States of Ohio West Virginia and Indiana (or any three thereof) for the preparation of plans and specifications the construction operation maintenance and administration of an inter-state modern dual highway from the western terminus of the Pennsylvania Turnpike as authorized to be extended to the western border of the State of Indiana In effectuating such purpose the commission shall be deemed to be exercising an essential governmental function and the commission shall procure from the Federal Government such consents as may be necessary if any to enable any projects within its powers to be carried out

Article II

For the effectuation of its authorized purposes the commission is hereby granted the following powers

- (a) To have perpetual succession
- (b) To sue and be sued
- (c) To adopt and use an official seal
- (d) To elect a chairman vice-chairman secretary treasurer and chief engineer The secretary treasurer and engineer need not be members of the commission
- (e) To adopt suitable by-laws for the management of its affairs
- (f) To appoint such other officers agents and employees as it may require for the performance of its duties
- (g) To determine the qualifications and duties of its appointees and to fix their compensation
- (h) To enter into contracts
- (i) To acquire own hire use operate and dispose of personal property
- (j) To acquire own use lease operate and dispose of real property and interest in real property and to make improvements thereon
- (k) To grant the use of by franchise lease and otherwise and to make and collect charges for the use of any property or facility owned or controlled by it
- (l) To borrow money upon its bonds or other obligations either with or without security
- (m) To exercise the power of eminent domain
- (n) To determine the exact location system and character of and all other matters in connection with any and all improvements or facilities which it may be authorized to own construct establish effectuate maintain operate or control
- (o) To exercise all other powers not inconsistent with the Constitutions of the Commonwealth of Pennsylvania the other States which are parties to this agreement or of the United States which may be reasonably necessary or incidental to the effectuation of its authorized purposes or to the exercise of any of the foregoing powers except the power to levy taxes or assessments for benefits and generally to exercise in connection with its property and affairs and in connection with property under its control any and all powers which might be exercised by a natural person or a private corporation in connection with similar property and affairs

Article III

In the exercise of eminent domain to effectuate the purposes for which the commission is created the taking of real property in Pennsylvania shall be in the manner provided in the State Highway Law approved the first day of June one thousand nine hundred forty-five (P. L. 1242) and the taking of real property in Ohio West Virginia or Indiana shall be in the manner provided by the act of each of the respective States creating the commission herein provided for

The commission may by resolution determine to acquire such property by a fee simple absolute or a lesser interest and the said determination shall not be affected by the fact that such property has theretofore been taken for or is then devoted to a public use but the public use in the hands or under the control of the commission shall be deemed superior to the public use in the hands or under the control of any other person association or corporation

The power of the commission to acquire real property by condemnation or the exercise of the power of eminent domain in the Commonwealth of Pennsylvania or the other States which are parties to this agreement shall be a continuing power and no exercise thereof shall be deemed to exhaust it

The commission and its duly authorized agents and employees may enter upon any land in the Commonwealth or the other States which are parties to this agreement for the purpose of making such surveys maps or other examinations thereof as it may deem necessary or convenient for its authorized purposes

However anything to the contrary contained in this compact notwithstanding no property now or hereafter vested in or held by any county city borough village township or other municipality shall be taken by the commission without the consent of such municipality unless expressly authorized so to do by the Commonwealth or other State in which such municipality is located All counties cities boroughs villages townships and other municipalities and all public agencies and commissions of the Commonwealth of Pennsylvania and the other States which are parties to this agreement notwithstanding any contrary provision of law are hereby authorized and empowered to grant and convey to the commission upon its request but not otherwise upon reasonable terms and conditions any real property which may be necessary or convenient to the effectuation of its authorized purposes including real property already devoted to public use

The Commonwealth of Pennsylvania and the other States which are parties to this agreement hereby consent to the use and occupation by the commission of any real property of the said States or of any of them which may be or become necessary or convenient to the effectuation of the authorized purposes of the commission including lands lying under water and lands already devoted to public use

The term "real property" as used in this compact includes lands structures franchises and interests in land including lands under water and riparian rights and any and all things and rights usually included within the said term and includes not only fees simple and absolute but also any and all lesser interests such as easements rights of way uses leases licenses and all other incorporeal hereditaments and every estate interest or right legal or equitable including terms of years and liens thereon by way of judgments mortgages or otherwise and also claims for damage to real estate

Article IV

Notwithstanding any provision of this agreement the commission shall have no power to pledge the credit of the Commonwealth of Pennsylvania or of the other States which are parties to this agreement or of any county city borough village township and other municipality thereof or to create any debt against said Commonwealth or States or any such municipality

Article V

The commission is hereby authorized to make and enforce such rules and regulations and to establish levy and collect (or to authorize by contract franchise liens or otherwise the establishment levying and collection of) such tolls rates rents and other charges in connection with the inter-state turnpike which it may hereafter construct and operate as it may deem necessary proper desirable and reasonable which tolls rates rents and other charges shall be at least sufficient to meet interest and sinking fund charges on bonds and obligations issued by the commission the maintenance of such turnpike and the administrative expenses of the commission properly chargeable to such turnpike The commission is hereby authorized and empowered to pledge such tolls rates rents and other revenues or any part thereof as security for the repayment with interest of any moneys borrowed by it or advanced to it for any of its authorized purposes and as security for the satisfaction of any other obligation assumed by it in connection with such loans or advances

Article VI

The Commonwealth of Pennsylvania and the other States which are parties to this agreement hereby covenant and agree each with the others and with the holders of any bonds or other obligations of the commission for which tolls rents rates or other revenues have been pledged that so long as any of said bonds or obligations remain outstanding and unpaid (unless adequate provision is otherwise made by law for the protection of those advancing moneys upon such bonds or obligations) the Commonwealth of Pennsylvania and the other States which are parties to this agreement will not diminish or impair the power of the commission to own operate and control said properties and facilities or to establish levy and collect tolls rents rates and other charges in connection with such properties and facilities

Article VII

The bonds or obligations which may be issued by the commission for any of its authorized purposes and as security for which tolls rents rates and other revenues shall have been pledged are hereby made securities in which all State and municipal officers and bodies of the Commonwealth of Pennsylvania and the other States which are parties to this agreement and all banks bankers trust companies savings banks savings and loan associations investment companies and other persons carrying on a banking business or insurance companies insurance associations and other persons carrying on an insurance business and all administrators executors guardians trustees and other fiduciaries and all other persons whatsoever who now or may hereafter be authorized to invest in bonds or other obligations of the Commonwealth of Pennsylvania or of the other States which are parties to this agreement may properly and legally invest funds including capital belonging to them or within their control and said bonds or other obligations are hereby made securities which may properly and legally be deposited with and received by any State or municipal officer or agency of the Commonwealth of Pennsylvania and the other States which are parties to this agreement for any purpose for which the deposit of bonds or other obligations either of the Commonwealth or of such States is now or may hereafter be authorized

Article VIII

The effectuation of its authorized purposes by the commission is and will be in all respects for the benefit of the people of the Commonwealth of Pennsylvania and the other States which are parties to this agreement and for the increase of their commerce and prosperity and since the commission will be performing essential governmental functions in effectuating said purposes the commission shall not be required to pay any taxes or assessments upon any property acquired or used by it for purposes authorized by this agreement and the bonds or

obligations issued by the commission their transfer and the income therefrom including any profits made on the sale thereof shall at all times be free from taxation within the Commonwealth of Pennsylvania and the other States which are parties to this agreement

Article IX

The commission shall make annual reports to the Governors and Legislatures of the Commonwealth of Pennsylvania and the States which are parties to this agreement setting forth in detail its operations and transactions and may make such additional reports from time to time to the Governors and Legislatures as it may deem advisable

Article X

Whenever the bonds issued for the financing of the inter-state turnpike and the interest thereon shall have been paid or a sufficient amount shall have been provided for their payment and shall continue to be held for the purpose the commission shall cease to charge tolls for the use of the same and thereafter such turnpike shall be free

Article XI

Upon its signature on behalf of the Commonwealth of Pennsylvania and the States of Ohio West Virginia and Indiana (or any three thereof) this compact or agreement shall become binding and shall have the force and effect of a statute of the Commonwealth of Pennsylvania and the commission shall thereupon become vested with all the powers rights and privileges and be subject to the duties and obligations contained therein as though the same were specifically authorized and imposed by statute and the Commonwealth of Pennsylvania shall be bound by all of the obligations assumed by it under this compact or agreement and the Governor shall transmit an original signed copy thereof the Secretary of the Commonwealth for filing in his office

Section 2 This act shall become effective immediately upon its signing by the Governor and the passage by the States joining in the compact of a substantially similar act embodying the agreement between the States herein set forth

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Aaronson,	Frost,	Mazza,	Sarraf,
Andrews,	Gallagher,	McCormack,	Sax,
Bane,	Getchey,	McCosker,	Scanlon,
Barrett,	Gibson,	McCullough,	Schuster,
Baumunk,	Goff,	McDonald,	Scott,
Beech,	Goodling,	McKinney,	Serrill,
Bender,	Gorman,	McMillen,	Shoemaker,
Bentzel,	Graybill,	Mihm,	Simons,
Bloom,	Greenwood,	Mikula,	Smith, C. C.,
Boies,	Greer,	Miller,	Smith, C. M.,
Bonawitz,	Griffiths,	Mills,	Snider,
Boorse,	Guthrie,	Mintess,	Sollenberger,
Bower,	Gyger,	Mohr,	Sorg,
Breisch,	Hall,	Mooney,	Sproul,
Brice,	Haller,	Moore, C. E.,	Stank,
Brown,	Haudenshield,	Moore, H. A.,	Stimmel,
Brunner,	Helm,	Morrison,	Stockham,
Bucchin,	Henry,	Murray,	Stonier,
Cadwalader,	Hewitt,	Myers,	Stuart,
Capano,	Hocker,	Najaka,	Swope,
Cassidy,	Hoffman,	Naumann,	Tahl,
Chervenak,	Hoopes,	Needham,	Thomassy,
Chudoff,	Horan,	Neff,	Thompson,
Clevenger,	Imbt,	Nelson,	Tittle,
Cochran,	Jennings,	O'Connor,	Tompkins,
Cole,	Johnson,	O'Dare,	Toomey,
Cook,	Johnston,	O'Donnell,	Turner,

Cooper.	Jones.	O'Neill.	Upshur.
Cordier.	Jump.	Orban.	Vaughan.
Costa.	Kean.	Patten.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dalrymple.	Kent.	Polaski.	Waldron.
Davison.	Kirley.	Powers.	Wallin.
De Long.	Kline.	Price.	Walton.
Demech.	Kohl.	Propert.	Waterhouse.
Dennison.	Kratz.	Ragot.	Watkins.
Depuy.	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weidner.
Dye.	Laughner	Reese D P..	Weiss.
Efenberg.	Layer.	Reese R E.	Wescott.
Elder.	Lee.	Reilly, J. M..	West.
Erb.	Lelsey.	Reilly, W. J..	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Yeakel.
Fish.	Lovett.	Robertson.	Yester.
Fiss.	Lyons.	Root.	Yetzer.
Flack.	Madden.	Rose.	Young.
Fleming.	Madigan	Rowen.	Lichtenwalter.
Foor		Royer.	Speaker.

NAYS—1

Worley

NOT VOTING—2

Petrosky.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL PASSED OVER

There being no objection,

Senate Bill No. 869, Printer's No. 606

was passed over at the request of the SPEAKER pro tempore.

THE SPEAKER (Franklin H. Lichtenwalter)
IN THE CHAIR.

The SPEAKER. The Chair thanks the gentleman from Elk, Mr. Sorg, for presiding.

SENATE MESSAGE

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 26.

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "An act to consolidate, amend and revise the penal laws of the Commonwealth", prohibiting the unauthorized wearing of insignia or selling of the official flower of the American Veterans of World War II (AMVETS) the Marine Corps League or of and including such organizations among those whose members may wear military uniforms for certain purposes

HOUSE BILL No. 638.

An Act to amend section six hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State Government providing for the settlement assessment collection and lien of taxes bonus

and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" further providing for collection of certain taxes by prothonotaries

HOUSE BILL No. 639.

An Act to amend section one of the act approved the fifth day of April one thousand eight hundred forty-eight (P. L. 335) entitled "An act changing the time when certain officers shall make their returns" by further providing for the rendering of accounts for and payment of taxes received and making the same conform to existing law

HOUSE BILL No. 957.

A Joint Resolution proposing an amendment to article nine section four of the Constitution of the Commonwealth of Pennsylvania increasing the maximum amount of State debt to supply deficiencies in revenue

HOUSE BILL No. 962.

An Act to further amend the third paragraph of subsection C of section five hundred one of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over and taking possession of and conducting or liquidating the business and property of corporations associations and persons receiving deposits or otherwise transacting a banking business corporations acting as fiduciaries and building and loan associations providing for the payment of the expenses of the Department of Banking by supervised corporations associations or persons and appropriating the Banking Department Fund authorizing the Department of Banking under certain circumstances to examine corporations associations or persons affiliated or having business transactions with supervised corporations associations or persons authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries registers of wills recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services rendered under this act providing penalties and repealing certain acts and parts of acts" increasing the membership of the banking board and the number of appointments to that board by the Governor

HOUSE BILL No. 1000.

An Act to further amend section eight and to amend section nine of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contri-

butions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," authorizing the director of veterans' affairs to join in the formation of a State association, and the payment by such counties of certain expenses in connection therewith.

HOUSE BILL No. 1086.

An Act to amend rule fifteen of Article XII of the act, approved the second day of June, one thousand eight hundred ninety-one (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," further regulating operations approaching inaccessible workings.

HOUSE BILL No. 1211.

An Act to repeal the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1392) entitled "An act providing for the Pennsylvania Register for the publication and distribution of certain orders regulating rules notices proclamations and similar instruments imposing powers and duties on the Legislative Reference Bureau and the Department of Property and Supplies creating the Pennsylvania Register Board and defining its powers and duties and making an appropriation for payment of expenses and costs of publication and distribution of the Pennsylvania Register"

HOUSE BILL No. 1325.

An Act to further amend the title and the definition of "Liquid Fuels" in section two of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties and making an appropriation," further prescribing the liquid fuels taxable under the provisions of said act.

HOUSE BILL No. 1337.

An Act to further amend sections one and three, and to add section four to the act, approved the seventh day of May, one thousand nine hundred twenty-seven (P. L. 859), entitled "A supplement to the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal,' imposing additional taxes equal to Federal credits," further providing for determination of the estates subject to the Pennsylvania Estate Tax, the computation

thereof, and the collection of interest upon tax not paid when due; and providing for crediting any taxes paid on account of the Pennsylvania Estate Tax to any additional transfer inheritance tax assessed against an estate.

HOUSE BILL No. 1338.

An Act making an appropriation to the Department of Health for the purpose of providing vaccine for certain persons assumed to be in danger of hydrophobia or rabies except in cities where dog license fees are paid into the city treasury.

HOUSE BILL No. 1340.

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

HOUSE BILL No. 1345.

An Act to reenact and amend the title and the act approved the fourteenth day of May one thousand nine hundred forty-seven (Act No. 102 Pamphlet Laws) entitled "An act to provide revenue by imposing a state tax payable by those herein defined as manufacturers and bottlers and by others of syrups and bottled soft drinks prepared used sold transported or delivered within the Commonwealth requiring persons as herein defined engaged in the manufacture bottling distribution sale and transportation of syrup and bottled soft drinks to secure permits prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax conferring powers and imposing duties on the Department of Revenue and those manufacturing bottling distributing selling and transporting syrup or bottled soft drinks taxable hereunder and providing penalties" by designating the nature of the tax by clarifying the provisions relating to the imposition thereof and by redefining certain terms

With the information that the Senate has passed the same without amendment.

SENATE MESSAGES

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL No. 545.

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 545, entitled:

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" further providing for the jurisdiction of adoption proceedings the contents of petitions necessary consents hearings and decrees and validating certain adoptions

And has appointed Messrs. Mahany, Blass and Stiefel a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments nonconcurring in by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 545

The SPEAKER. The Chair appoints as a Committee o

Conference on the part of the House Mr. McKINNEY, Mrs. McCOSKER and Mr. READINGER.

Ordered, That the Clerk inform the Senate accordingly.

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 198.

An Act making an appropriation to the Department of Forests and Waters for the purpose of flood control and stream channel work in McKean Potter and Tioga counties made necessary by floods of July one thousand nine hundred forty-two and May one thousand nine hundred forty-six and of carrying out the provisions of existing laws relating thereto.

Referred to the Committee on Appropriations.

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 676.

An Act to further amend section six hundred twenty-four of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulating examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" providing for qualifications and licensing of excess insurance brokers in all kinds of insurance other than life.

QUESTION OF PERSONAL PRIVILEGE

Mr. GOFF. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state it.

Mr. GOFF. Mr. Speaker, not being in the hall of the House, I would like to be recorded, if possible as voting in the negative on the Senate Bill 762, Printer's No. 403, on page 27, of today's calendar. If I had been present I would have voted "no."

The SPEAKER. The gentleman cannot be recorded on the roll call, but his remarks will be spread upon the Journal.

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 783.

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine

(P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns of reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," providing for resettlement, review and appeal in certain cases of domestic bonus disputes.

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1035.

An Act to amend section forty of the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050) entitled "An act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties" by providing that the surety on the bond or bonds of a deceased collector for whose estate no executor or administrator has been appointed shall have the sole right and power to take over the tax duplicates in which said surety is interested and to proceed to make collections thereon in accordance with the provisions of this section

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 302.

An Act to amend section one thousand two hundred six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such

revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for leaves of absence of professional employees because of illness or other causes

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendmnts as follows :

Amend Section 1, page 3, line 19 by inserting after the word "employe" the words "for each day of absence"; page 4, line 6 by inserting after the word "physician" the words "or other practitioner."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. SCOTT. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax,
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Serrill.
Baumunk.	Goodling.	McMillen.	Scott.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith. C. C.
Bloom.	Greer.	Mills.	Smith. C. M.
Boies.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore. C. E.	Sproul.
Brelsch.	Haller.	Moore. H. A.	Stank.
Brice.	Haudenshield.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dairymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D. P.	Weiss.
Dye.	Layer.	Reese R. E.	Wescott.
Efenberg.	Lee.	Belly. J. M.	West.
Elder.	Lelsey.	Reilly. W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarraff.	Speaker.
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 321.

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 1, line 1, by striking out after the word "of" the words "three hundred thousand dollars (\$300,000) and inserting in lieu thereof the words "two hundred thousand dollars (\$200,000).

On the question,

Will the House concur in the amendments made by the Senate?

Mr. SIMONS. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith. C. C.
Bloom.	Greer.	Mills.	Smith. C. M.
Boies.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore. C. E.	Sproul.
Brelsch.	Haller.	Moore. H. A.	Stank.
Brice.	Haudenshield.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Pettigrew.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kerr p.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dairymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D. P.	Weiss.
Dye.	Layer.	Reese R. E.	Wescott.
Efenberg.	Lee.	Reilly. J. M.	West.
Elder.	Lelsey.	Reilly. W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.

Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer.
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter.
Foor,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 326.

An Act relating to marriage and amending, revising, consolidating and changing the law relating thereto

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 17, page 19, by striking out lines 5, 6 and 7 as follows: "A magistrate alderman notary public or justice of the peace for services rendered by him under the provisions of this act shall be entitled to a fee of fifty (50) cents."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	J. nnings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,

De Long,	Kohl,	Propert.	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberp	Lee,	Reilly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer.
Flack,	Madigan,	Rowen	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 601.

An Act to amend section one of the act approved the eighteenth day of March one thousand eight hundred seventy-five (P. L. 32) entitled "An act requiring recorders of deeds to prepare and keep in their respective offices general direct and ad sectum indexes of deeds and mortgages recorded therein prescribing the duty of said recorders and declaring that the entries in said general indexes shall be notice to all persons" prescribing additional entries to be made by recorders of deeds in the indexes for deeds and indexes for mortgages.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 8 by striking out after the word "in" the part word "cer"; page 2, line 1 by striking out at the beginning of the line the part word and word "tain counties" and inserting in lieu thereof the words "counties of the second class."

Amend Section 1, page 3, line 3 by striking out after the word "office" the word "except" and inserting the words "in counties of the" and by striking out the word "first" and inserting in lieu thereof the word "second."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. COOPER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,

Bloom,	Greer,	Mills,	Smith, C. M.,
Boies,	Griffiths,	Mintess,	Snider.
Bonawitz,	Guthrie,	Mohr,	Sollenberger
Boorse,	Gyger,	Mooney	Sorg,
Bower,	Hall	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stank.
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown	Helm,	Murray,	Stockham.
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader	Hocker,	Naumann,	Swope.
Capano,	Hoffman,	Needham,	Tahl
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor.	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona.
Costa,	Kelley,	Pichney,	Wachhaus.
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins
Dennison,	Krise,	Readinger.	Watson,
Depuy,	Kurtz,	Reagan	Weidner,
Dix,	Laughner,	Reese D. P.,	Weiss,
Dye,	Layer,	Reese R. E.	Wescott,
Efenberg,	Lee,	Relly, J. M.,	West,
Elder,	Lelsey,	Relly, W. J.	Wheeler,
Erb	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson.	Yeakel.
Flah,	Lyons,	Root,	Yester.
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter.
Foor	McCormack,	Sarra,	Speaker.
Frost,			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

LEAVE OF ABSENCE

Mr. TITTLE. Mr. Speaker, will the Chair please excuse the House Chanters for five minutes while we adjourn to the Senate?

The SPEAKER. The group of men that the gentlemen from Dauphin has indicated desires to leave the chamber for a period of five minutes to go to the Senate. They are excused at this time without objection. The Chair hears none.

SENATE MESSAGES

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 735.

An Act to amend sections four thousand three hundred twenty, four thousand three hundred twenty-one, four thousand three hundred twenty-two, four thousand three hundred twenty-three, four thousand three hundred

twenty-four and four thousand three hundred twenty-five of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending revising, and consolidating the laws relating thereto," by requiring cities to provide annuity contracts or to establish a Firemen's Pension Fund and to make contributions to such fund, and providing for and regulating the management and operation of such fund

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 9, by inserting the words "except in certain cases to provide annuity contracts or to"

Amend section 1, page 2, line 10, by inserting the words "annuity contracts" and striking out the words "Cities (may)" and inserting in lieu thereof the words "(cities may)" "except as hereinafter provided cities" and the word "provide" following the word "shall" and line 12, in the beginning of the line insert the words "annuity contracts or".

Amend section 1, page 3, line 1, by striking out the bracket after the word "which", and line 2, by striking out the words "The fund" and inserting the following: fund] in any case where there is an existing organization or association for the benefit of fully paid firemen constituting and having in charge the distribution of firemen's pension funds no annuity contract shall be provided nor shall any firemen's pension funds be established under the provisions of this section unless and until the members of such organization or association by a two-thirds vote elects to transfer said existing fund into the pension fund required to be established by this section

All pension funds established under the provisions of this section

Amend section 1, page 3, line 17, 18, 19 inclusive by inserting the words "the director of the department having charge of the fire department or in cities where the mayor"; and page 4, lines 1, 2, 3 inclusive the words "is also the director of the department having charge of the fire department then the director of public safety"; line 4, by striking out after the word "and" the word "four" and inserting in lieu thereof the word "two"; page 4, lines, 7, 8, 9 inclusive by striking out the following: two shall be chosen for terms of two years each and two for terms of four years each Biennially thereafter two managers shall be chosen for terms of four years each to take the place of those whose terms expire"

Amend section 1, page 4, lines 10, 11, 12, 13, and the beginning of line 14 inclusive by inserting the following: "one shall be chosen for a term of two years and one for a term of four years biennially thereafter one manager shall be chosen for a term of four years to take the place of the one whose term expires"

Amend section 1, page 5, line 8, by inserting after the word "twenty-five the word "years".

Amend section 1, page 6, line 3 after the word "rate" the following: "Disability retirement for a cause other than for permanent injury incurred in service may be granted only after a member has had five years of service in the fire department"

Amend section 1, page 7, line 17, by striking out after the word "not" the words less than one half nor";

On the question,

Will the House concur in the amendments made by the Senate.

Mr. ROSE. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenshield,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Needham,	Swope,
Capano,	Hoffman,	Neff,	Tahl,
Cassidy,	Hoopes,	Naumann,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Wekner,
Dlx,	Laughner,	Reese D P.,	Weiss,
Dye,	Layer,	Reese R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 855.

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties of such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associa-

tions or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" by changing or deleting certain routes and adding certain new routes

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 2, by inserting after line 19 on page 2, the following:

Beginning at the intersection of Third and Bushkill streets thence easterly over Bushkill street and northerly over front street to the intersection of front street and Delaware Drive in the city of Easton a Distance of about 0.3 of a mile

Beginning at a point on the Williamsport City-Lycoming township line thence southwesterly to Daugherty Run Road in the city of Williamsport a Distance of about 0.06 of a mile

Beginning at a point on the Williamsport City-Lycoming Township line thence southeasterly on Fox Hollow Run road to Ridge Avenue in the city of Williamsport a distance of about 0.42 of a mile

Beginning at a point on the west line of Washington City thence over Euclid Avenue Fayette and Isabell Streets to the intersection of Isabell and Chestnut Streets in the city of Washington a distance of about 0.1 of a mile

On the question,

Will the House concur in the amendments made by the Senate?

Mr. FISS. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenshield,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,

Costa.	Kelley,	Pichney,	Wachhaus.
Crowley,	Kemp,	Pickens,	Wagner.
Dague,	Kent,	Polaski.	Waldron,
Dairymple,	Kirley.	Powers.	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins.
Dennison.	Krise.	Readinger.	Watson,
Depuy,	Kurtz,	Reagan	Weidner,
Dix,	Laughner.	Reese D P.,	Weiss.
Dye,	Layer,	Reese R E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey.	Reilly, W. J.,	Wheeler,
Erb.	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley.	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett.	Robertson.	Yeakel.
Fish,	Lyons,	Root.	Yester.
Fiss.	Madden.	Rose,	Yetzer.
Flack.	Madigan.	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter.
Foor.	McCormack,	Sarra,	Speaker.
Frost,			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 922.

An Act authorizing the Department of Property and Supplies with the approval of the Governor to acquire a certain tract of land adjacent thereto for the use of said hospital and making an appropriation therefor

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 2, by striking out after the word "Governor" the words "and the Board of Trustees of Woodville State Hospital".

Amend section 1, page 1, line 2, by striking out after the word "Governor" the words "and the Board of Trustees of Woodville State Hospital".

Amend section 4, page 2, line 15, by striking out after the word "thousand" the words "dollars (\$14,000) and inserting in lieu thereof the words "seven hundred dollars (\$14,700)

On the question,

Will the House concur in the amendments made by the Senate?

Mr. EWING. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon.
Bane,	Gibson,	McDonald,	Schuster.
Barrett.	Goff,	McKinney.	Scott,
Baumunk,	Goodling.	McMillen,	Serrill.
Beech,	Gorman,	Mihm,	Shoemaker.
Bender,	Graybill,	Mikula,	Simons,
Bentzel.	Greenwood.	Miller,	Smith, C. C.,

Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider.
Bonawitz,	Guthrie,	Mohr,	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.,	Sproul,
Brelschi,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown.	Helm.	Murray,	Stockham.
Brunner,	Henry,	Myers,	Stonier.
Bucchin,	Hewitt.	Najaka,	Stuart,
Cadwalader.	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl.
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff.	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins.
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner.
Cook,	Jones,	Orban,	Upshur.
Coope,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona.
Costa,	Kelley,	Pichney,	Wachhaus.
Crowley,	Kemp,	Pickens,	Wagner.
Dague,	Kent,	Polaski.	Waldron,
Dairymple,	Kirley.	Powers.	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse.
Demech,	Kratz,	Ragot,	Watkins.
Dennison.	Krise.	Readinger.	Watson,
Depuy.	Kurtz,	Reagan,	Weidner,
Dix,	Laughner.	Reese D P.,	Weiss.
Dye,	Layer,	Reese R E.,	Wescott,
Efenberg.	Lee,	Reilly, J. M.,	West,
Elder,	Leisey.	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley.	Wood,
Ewing,	Loftus,	Robbins,	Worley.
Feola,	Lovett.	Robertson.	Yeakel.
Fish,	Lyons,	Root.	Yester.
Fiss.	Madden.	Rose,	Yetzer.
Flack.	Madigan.	Rowen,	Young,
Fleming.	Mazza,	Royer,	Lichtenwalter.
Foor	McCormack,	Sarra,	Speaker.
Frost,			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1210.

An Act to amend section twenty-one and to repeal sections twenty-two and twenty-three of the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1388) entitled "An act relating to the practice procedure regulations and adjudication of departments departmental administrative boards and commissions independent administrative boards and commissions officers and other administrative agencies of this Commonwealth and judicial review thereof and preserving equitable jurisdiction in certain cases" to provide for the printing and making available regulations promulgated by agencies.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments, The Clerk read the amendments as follows:

Amend the title page 1, line 1 by striking out after the word "to" word "repeal"; amend the title page 2 line 2 by inserting after the word "cases" the words "to

provide for the printing and making available regulations promulgated by agencies".

Amend the bill, page 2 by inserting after the words "as follows" the following:

Section 1 Section twenty-one is hereby amended to read as follows

Section 21 [Publication of existing] regulations all regulations of any agency which are in effect on the effective date of this act or which shall be [promulgated] adopted [within ninety days] thereafter shall [expire one hundred days after the effective date of this act] have no effect unless they are printed and made available upon written request within thirty days after the date of adoption [codified indexed and filed within said period of one hundred days for publication in the Pennsylvania register regulations promulgated after ninety days and within one hundred fifty days after the effective date of this act shall expire one hundred sixty days after the effective date of this act unless filed for publication in the Pennsylvania register within said period of one hundred sixty days]

Amend the bill page 3, line 8 by striking out the word "section" at the beginning of the line and the figure "1" and inserting in lieu thereof the figure "2"; page 3 line, 8 by striking out the word "the" and inserting in lieu thereof the words "Sections twenty-two and twenty-three of the act"; page 3, line 15 by striking out after the word "cases" the word "is" and inserting in lieu thereof the word "are".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. DAVID P. REESE. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker,	Sarrafi,
Andrews,	Getchey,	McCullough,	Scanlon.
Bane,	Gibson,	McDonald,	Schuster.
Barrett.	Goff,	McKinney.	Scott,
Baumunk.	Goodling,	McMillen.	Serrill.
Beech,	Gorman,	Mihm,	Shoemaker.
Bender,	Graybill,	Mikula.	Simons,
Bentzel	Greenwood.	Miller,	Smith, C. C.
Bloom,	Greer,	Mills,	Smith, C. M.
Boles,	Griffiths,	Mintess,	Snider
Bonawitz.	Guthrie,	Mohr,	Sollenberger,
Boorse.	Gyger,	Mooney.	Sorg,
Bower.	Hall,	Moore, C. E.,	Sproul,
Brelschi.	Haller,	Moore, H. A.,	Stank,
Brice.	Haudenschild.	Morrison,	Stimmel,
Brown.	Helm,	Murray,	Stockham
Brunner,	Henry,	Myers,	Stonier.
Bucchin,	Hewitt,	Najaka.	Stuart.
Cadwalader	Hocker,	Naumann,	Swope.
Capano,	Hoffman,	Needham,	Tahl.
Cassidy,	Hoopcs,	Neff,	Thomassy,
Chervenak.	Horan,	Nelson,	Thompson,
Chudoff.	Imbt,	O'Connor.	Tittle.
Clevenger.	Jennings,	O'Dare.	Tompkins.
Cochran,	Johnson,	O'Donnell.	Toomey,
Cole,	Johnston.	O'Neill.	Turner,
Cook	Jones,	Orban,	Upshur,
Cooper	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Pichney,	Verona
Costa,	Kelley,	Pickens,	Wachhaus.
Crowley,	Kemp,	Petrosky.	Wagner,
Dague,	Kent,	Polaski.	Waldron,
Dalrymple.	Kirley,	Powers.	Wallin,
Davison,	Kline,	Price,	Walton.
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins.
Dennison	Krise,	Readinger.	Watson,
Depuy.	Kurtz,	Reagan,	Weidner,
Dix,	Laughner	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott.
Efenberg.	Lee,	Relly, J. M.,	West,

Elder
Erb
Evans,
Ewing,
Feola,
Fish,
Fiss,
Flack,
Fleming,
Foot,
Frost,

Lelsey,
Livingston,
Livingstone,
Loftus,
Lovett,
Lyons,
Madden,
Madigan,
Mazza,
McCormack,

Reilly, W. J.,
Richter,
Riley,
Robbins,
Robertson,
Root,
Rose,
Rowen,
Royer,
Sax,

Wheeler.
Wolf,
Wood,
Worley,
Yeakel,
Yester,
Yetzer,
Young,
Lichtenwaller,
Speaker.

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1324.

An Act imposing a State tax payable by those herein defined as users of fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring such users to secure licenses, to file bonds as a guarantee of payment of taxes, penalties, interest, fines, uncollectible check fees and Attorney General's fees; to file reports and to compile and retain certain records; imposing duties on dealers, wholesalers and carriers for hire; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds of taxes, penalties and interest illegally or erroneously collected from licensed users and making appropriations.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Table of Contents, page 2, line 10 by inserting after the word "of" the word "collateral"; line 13 by striking out after the word "Users" the words "Report and Payment" and inserting in lieu thereof the words "Reports and Payments".

Amend Section 3, page 7, line 4 by inserting after the word "of" the word "collateral"; page 11, line 16 by inserting after the word "licenses" the words "and facsimile thereof"; page 13, line 5 by inserting after the word "licenses" the words "and facsimiles thereof"; line 11 by inserting after the word "licenses" the words "and facsimiles thereof".

Amend Section 6, page 16, line 1 by striking out after the word "Users" the words "Report and Payment" and inserting in lieu thereof the words "Reports and Payments"; page 17, line 9 by inserting after the word "license" and words "and facsimiles thereof".

Amend Section 9, page 22, line 15 by striking out after the word "the" the words "dealer's or wholesaler's" and inserting in lieu thereof the words "dealers' or wholesalers"; page 24, line 10 by inserting after the word "may" the word "also"; line 17 by striking out after the word "act" the word "Such" and inserting in lieu thereof the words "all such".

Amend Section 13, page 27, line 15 by striking out after the word "the" the word "franchise" and inserting in lieu thereof the word "franchises".

Amend Section 19, page 35, line 3 by striking out after the word "certified" the word "phostat" and inserting in lieu thereof the word "photostat"; line 6 by striking out after the word "certified" the word "phostat" and inserting in lieu thereof the word "photostat".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon.
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill.
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boies,	Griffiths,	Mintess,	Snider
Bonawitz,	Guthrie,	Mohr,	Sollenberger.
Boorse,	Gyger,	Mooney,	Sorg.
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwallader,	Hocker,	Naumann,	Swope.
Capano,	Hoffman,	Needham,	Tahl.
Cassidy,	Hoopes,	Neff,	Thomassy.
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner.
Cook,	Jones,	Orban,	Upshur
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona.
Costa,	Kelley,	Pichney,	Wachhaus.
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson.
Depuy,	Kurtz,	Reagan,	Weldner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley.
Feola,	Lovett,	Robertson,	Yeakel.
Fish,	Lyons,	Root,	Yester.
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter.
Foor,	McCormack,	Sarraff,	Speaker.
Frout,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON HOUSE BILL No. 1046

The Clerk of the Senate being introduced, informed

that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1046.

An Act to amend section two of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A Supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words "drug" and "poison" and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" regulating the use of a corporate title in applying for a pharmacy permit and its use on labels and advertisements except signs

REPORT OF COMMITTEE OF CONFERENCE ON
SENATE BILL No. 545

The SPEAKER. The Chair lays before the House the report of the Committee of Conference on Senate Bill No. 545.

The report will be filed with the Clerk. This being a Senate Bill, the Report will be printed by the Senate.

REPORT OF COMMITTEE OF CONFERENCE ON
HOUSE BILL No. 195

Mr. BRUNNER. Mr. Speaker, I desire to call up the report of the Committee of Conference on House Bill No. 195.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 195, entitled: "An act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties."

Respectfully submit the following bill as our report:

JACOB W. CARR,
JAMES S. BERGER,
(Committee on the Part of the Senate.)
JEANETTE M. DYE,
CHARLES H. BRUNNER, Jr.,
(Committee on the part of the House of Representatives.)

An Act prohibiting discrimination in rate of pay because of sex conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions (a) The term "employee" as used in this act shall mean any person employed for hire in any lawful business industry trade or profession or in any other lawful enterprise

(b) "Employer" includes any person natural or artificial acting directly or indirectly in the interest of any employer in relations with an employee

(c) "Employ" shall mean to engage suffer or permit to work

(d) "Occupation" shall mean any industry trade business profession or any other employment

(e) "Comparable work" shall mean work of comparable character or work on comparable operations

(f) "Secretary" shall mean Secretary of Labor and Industry

Section 2 Wage Rates No employer shall discriminate in any way in the payment of wages or salaries in any occupation as between the sexes or pay any female in his employ in any occupation salary or wage rates less than the rates paid to male employees for comparable work

Provided however that nothing herein contained shall prohibit a variation in salary or wage rates based upon either difference in seniority experience training skill or ability or difference in duties and services performed or difference in the shift or time of the day worked or any other reasonable differentiation except difference in sex

Section 3 Powers of Secretary (a) The secretary shall have the power and it shall be his duty to carry out and administer the provisions of this act

(b) For this purpose the secretary or his authorized representative shall have the power to enter the establishment of any employer to inspect and copy payrolls and other employment records to compare character of work and operations on which persons employed by him are engaged to question such persons and to obtain such other information as is reasonably necessary to the administration and enforcement of this act

(c) The secretary shall have the power to issue such administrative regulations consistent with the purpose and provisions of this act as he deems necessary for the efficient administration thereof

Section 4 Collection of Unpaid Wages (a) An employer who violates the provisions of section two of this act shall be liable to the employee or employees affected in the amount of their unpaid wages Action to recover such wages may be maintained in any court of competent jurisdiction by any one or more employees for and in behalf of herself or themselves and other employees similarly situated Any agreement between the employer and an employee to work for less than the wage to which such employee is entitled under this act shall be no defense to such action The court in such action shall in addition to any wages and damages allow a reasonable attorney's fee and costs of the action to the plaintiff At the request of any employee paid less than the wage to which she is entitled under this act the Secretary of Labor and Industry may take an assignment of such wage claim for collection and shall bring any legal action necessary to collect such claim The secretary shall not be required to pay the filing fee or other costs in connection with such action The secretary shall have power to join various claimants against the employer in one cause of action

(b) Any action pursuant to the provisions of this act must be brought within three years from the date upon which the violation complained of occurs

Section 5 Records and Reporting Every employer subject to this act shall make keep and maintain such records of the wages and wage rates job classifications and other terms and conditions of employment of the persons employed by him and shall preserve such records for a period of four years and shall make such reports therefrom as the secretary shall prescribe

Section 6 Abstracts The Department of Labor and Industry shall prepare an abstract of the provisions of this act copies of the abstract shall be printed in accordance with the laws of the Commonwealth regulating printing and publishing and the Department of Labor and Industry shall supply the same to all persons required to post them Employers subject to the provisions of this act shall be required to keep such abstract posted in a conspicuous place

Section 7 Penalties (a) Any employer who violates any provisions of this act or who discharges or in any other manner discriminates against any employee because such employee has made any complaint to her employer the

secretary or any other person or instituted or caused to be instituted any proceeding under or related to this act or has testified or is about to testify in any such proceedings shall be guilty of a misdemeanor and upon conviction thereof be sentenced to pay a fine of not less than fifty dollars (\$50) nor more than two hundred dollars (\$200) or to undergo imprisonment for not less than thirty (30) days nor more than sixty (60) days or by both such fine and imprisonment Each day such a violation continues shall constitute a separate offense

(b) Any employer who fails to keep the records required under this act or to furnish such records to the secretary upon request or who falsifies such records or who hinders delays or otherwise interferes with the secretary or his authorized representatives in the performance of his duties in the enforcement of this act or refuses such official entry into any establishment which he is authorized by this act to inspect shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty dollars (\$50) nor more than two hundred dollars (\$200) Each day such a violation continues shall constitute a separate offense

Section 8 Effective Date This act shall become effective six months after the date of its final enactment

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 195 RECOMMITTED

Mr. BRUNNER. Mr. Speaker, I move that this report be recommitted to the Committee of Conference for further consideration.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILL No. 851

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 14, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 851, Printer's No. 391, entitled "An Act to further amend section two hundred twenty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined' by providing for leaves of absence with pay for certain employees who receive an hourly or per diem wage."

JAMES H. DUFF.

SENATE MESSAGES

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, June 14, 1947.

Resolved, (if the Senate concurs), That House Bill No. 466, Printer's No. 628, entitled "An act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics," which was recalled from the Governor for the purpose of amendment, be returned to the Governor without amendment.

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 454

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 454, entitled:

An Act to amend the heading of Article III, and to amend, or further amend, Sections three hundred two, three hundred three, three hundred five, three hundred six, three hundred seven, three hundred eight, three hundred nine, three hundred ten, three hundred eleven, three hundred twelve, three hundred thirteen, three hundred fourteen, three hundred fifteen, three hundred eighteen, three hundred nineteen, three hundred twenty-one of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by establishing a new schedule of resident and nonresident licenses and fees; fixing a termination date for the issuance of free resident licenses to military personnel; authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely; and changing penalties.

And has appointed Messrs. Kephart, Berger and Lane a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 502

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 502, entitled:

An Act to further amend sections four and thirteen of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating the eligibility requirements for examinations and the proceedings to revoke or suspend licenses and certificates

And has appointed Messrs. Snowden, Carr and Haluska a committee of conference to confer with a similar com-

mittee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

SENATE RECEDES FROM AMENDMENTS TO HOUSE BILL No. 1216

The Clerk of the Senate being introduced, informed that the Senate recedes from its amendments, non-concurred in by the House, to House Bill No. 1216, entitled:

An Act to reenact amend and revise the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs"

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 426

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 14, 1947.
To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 426, Printer's No. 774, entitled "An Act making real estate owned by the Commonwealth or any agency thereof subject to local taxes in certain cases and providing for the payment of such taxes by the Commonwealth or the agency thereof."

This bill would authorize the imposition of local taxes on real estate owned by the Commonwealth or any agency thereof "which is wholly used for any purpose other than State purposes, or for the use, benefit or welfare of the public," after the first year of ownership.

With the exception of the one year limitation and the use of the word "wholly" preceding the words "used for any purpose other than State purposes," this bill is in all respects similar to House Bill No. 1089, Printer's No. 689, of the regular session of the General Assembly of 1945, which was filed with the objections of the Governor in the Office of the Secretary of the Commonwealth, June 4, 1945 (Vetoed by the Governor, Session of 1945, No. 43 P. 77).

I agree with the following statement made in conjunction with the veto of that bill:

"At present, real estate owned by the Commonwealth is not subject to local taxation: Commonwealth v. Dauphin County, 335 Pa. 177 (1939). Apparently, this bill would partially overrule the existing law, and permit taxation of Commonwealth property not used for State purposes.

"It should be presumed that real estate purchased by the Commonwealth with State funds is acquired for State or public purposes. Nevertheless, if the State government should acquire excess property for non-State purposes and withdraw such property from taxation by local political subdivisions, the principle of this bill would be proper.

"However, the language of the bill is not sufficiently specific or precise to accomplish its purpose. Whether or not a tract of State-owned real estate is used 'for any purpose other than State purposes or for the use, benefit or welfare of the public', would be a subject for incessant debate and a variety of opinion, and could never be authoritatively determined. The numerous properties owned by the various departments, boards and commissions of the State government throughout the Commonwealth would be at the mercies of the shifting opinions of successive local taxing authorities on this question

and this would subject the Commonwealth to endless inconvenience and litigation.

"Moreover, no funds have been appropriated to the various departments, boards and commissions of the State government for this purpose."

Furthermore, I desire to call attention to the fact that the Commonwealth of Pennsylvania is paying out to local communities for local community services much more than most other states in the Union.

For example, in the matter of public assistance, the Commonwealth is paying out in public assistance to various local communities \$125,000,000 every two years. Of all the states in the union, only Arizona joins with Pennsylvania in the unusual distinction of paying for local communities the whole cost of public assistance. This is an immense saving by the local communities by a function that they should ordinarily assume at least in part for themselves.

In a number of other particulars not so conspicuous, but nevertheless important, Pennsylvania is doing more out of the State Treasury and at the State level for local communities than most other states.

As long as this tendency continues, it would be fatuous for the State to enter upon a further new policy of surrendering its sovereignty to local communities by giving local communities the power to impose taxes on State property.

While there are some communities in which considerable State property is held that is not subject to taxation, those communities receive vastly more in various kinds of State aid that are not afforded by other states than any amount of money they lose by not being able to tax Commonwealth property.

If a remedy is needed to protect local communities for the Commonwealth too long retaining unused property not subject to taxation, that remedy is not by divesting the Commonwealth of its sovereign power but by a law requiring various agencies of the Commonwealth to sell property not used for Commonwealth purposes after it has been in the possession of the Commonwealth after a certain period.

The final and fundamental opposition I have to this bill, however, is the fact that the Commonwealth cannot continue at the State level to expend the funds that it is paying to local communities for services they ought to render themselves and at the same time subject itself to taxation for its property in those communities for local purposes.

For these reasons, the bill is not approved.

JAMES H. DUFF.

On the question,
Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

Mr. BRUNNER. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

The motion was agreed to.

THANKS EXTENDED

The SPEAKER. The Chair now recognizes the gentleman from Dauphin, "Maestro Tittle."

Mr. TITTLE. The President of the Senate wishes to thank the Speaker of the House for the House Tongue Twisters who sang over there.

Mr. TURNER. Mr. Speaker, sometime during the dark hours of the night when the Senate, perhaps because of the long session had forgotten just exactly how to function, I understand that they placed in the graveyard House Bill No. 1170. I wish I had known beforehand that the double quartet was going over to the Senate to sing, because I would like to have put some charity and sunshine into their souls. I doubt, however, whether the

icy waters that run over there could have been turned into any thing of warmth, but at least they might have sung a little dirge over 1170.

The SPEAKER. The Chair understands the gentleman from Delaware would have desired the octet of the House to sing "Roll out the Barrel." The Chair is informed that the only reason the Tongue Twisters of the House were invited to the Senate was because the Senators needed something to keep them awake. They thought this might be a good method to apply.

Mr. TITTLE. Mr. Speaker, they are now awake.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, June 14, 1947.

Resolved, (if the Senate concurs), That House Bill No. 445, Printer's No. 447, entitled "An act to further amend section one thousand four hundred twelve of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith,' requiring the Commonwealth to pay the tuition of certain non-resident inmates of institutions attending public schools," be returned to the Governor without amendment.

HOUSE BILL No. 445 AND COMMUNICATION
TAKEN FROM TABLE

Mr. PROPERT. Mr. Speaker, I move that House Bill No. 445, together with the communication from the Governor, be taken from the table.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING
HOUSE BILL No. 445

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 2, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 445, Printer's No. 447, for the purpose of further consideration.

Accordingly, the original bill is herewith returned.

JAMES H. DUFF.

Mr. PROPERT. Mr. Speaker, I move that House Bill No. 445 be returned to the Governor in accordance with the resolution adopted by the House and concurred in by the Senate, without amendment.

The motion was agreed to.

REPORT OF COMMITTEE OF CONFERENCE ON
HOUSE BILL No. 195

Mr. BRUNNER. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 195.

The SPEAKER. The report will lie over under the Rules for printing.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM THE
GOVERNOR NONCONCURRED IN BY SENATE.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1286.

An Act validating certain conveyances of real property and certain agreements concerning real property made by a county home or by the directors of the poor.

Said bill having been recalled from the Governor for the purpose of amendment. The vote had on final passage and third reading on said bill was reconsidered in the House of Representatives and the bill amended, in which amendments the Senate has non-concurred.

Mr. COOPER. Mr. Speaker, I move that the House insist upon its amendments nonconcurred in by the Senate, and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE
ON HOUSE BILL No. 1286

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. COOPER, TURNER and BANE.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGES

APPOINTMENT OF CONFERENCE COMMITTEE ON
SENATE BILL No. 498

The Clerk of the Senate being introduced, informed that the Senate insists on its concurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 498, entitled:

An Act lapsing all unexpected or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions, and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty one thousand nine hundred and forty-two.

And has appointed Messrs. Geltz, Becker and Rosenfeld a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments nonconcurred in by the Senate, and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE
ON SENATE BILL No. 498

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. WOOD, COSTA and YESTER.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED SENATE BILL NONCONCURRED IN BY
SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 580.

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" by establishing an exemption for capital actually and exclusively employed in coal mining or coal mining and preparation plant business with regard to the capital stock tax and franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies and postponing the effective date of said exemption

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments nonconcurred in by the Senate, and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON
SENATE BILL No. 580

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. TURNER, EWING and COLE.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED SENATE BILL NONCONCURRED
IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 717.

An Act making an appropriation to the Department of Public Instruction for use at the State Teachers' Colleges for payment of the costs of repairs, alterations, replacements and improvements to existing plant facilities and equipment, for the purchase or replacement of equipment, furnishings, and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto.

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments nonconcurred in by the Senate, and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON
SENATE BILL No. 717

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. WOOD, McMILLEN and PETROSKY.

Ordered, That the Clerk inform the Senate accordingly.

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL No. 760

The Clerk of the Senate being introduced, informed that the Senate insists on its concurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 760, entitled:

An Act to further amend section two hundred five, subsection (2) of section two hundred six and sections five hundred one, five hundred two, five hundred seven, eight hundred two and eight hundred seven, and to amend subsection (b) of section three, Article II, sections three hundred one, four hundred one, six hundred three, six hundred four, six hundred six, six hundred seven, seven hundred one, seven hundred four, eight hundred four, eight hundred six and nine hundred four of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personal Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further regulating and improving the civil service of certain departments and agencies of the Commonwealth, and repealing an existing law.

And has appointed Messrs. Heyburn, Watson and Haluska a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments nonconcurring in by the Senate, and that a Committee of Conference be appointed. The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 760

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. ROYER, PICKENS and CHUDOFF.

Ordered, That the Clerk inform the Senate accordingly.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a recess until three o'clock Eastern Standard Time for the purpose of holding a Republican Caucus and a meeting of the Committee on Rules immediately. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Franklin H. Lichtenwalter) in the Chair.

SENATE MESSAGES

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 417

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurring in by the House of Representatives, to House Bill No. 417, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act establishing a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are may be inconsistent therewith" by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational schools districts county superintendents assistant county superintendents and district superintendents and providing for reimbursement by the Commonwealth and repealing certain provisions of said act.

And has appointed Messrs. Homsher, Wagner and Rahauser a committee of conference to confer with a similar committee of the House of Representatives (If the House of Representatives shall appoint such committee) on the subject of the difference existing between the two houses in relation to said bill.

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 169.

An Act authorizing the arbitration of inheritance taxes when there are conflicting claims as to the domicile of the decedent and making uniform the law relating thereto.

SENATE BILL No. 170.

An Act authorizing the compromise of inheritance taxes when there are conflicting claims as to the domicile of the decedent and making uniform the law relating thereto.

SENATE BILL No. 600.

An Act to amend section three hundred six point one of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" by further regulating the payment in second injury cases.

SENATE BILL No. 609.

An Act to further amend the act approved the ninth day of June one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" by further providing for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania.

SENATE BILL No. 725.

An Act to reenact amend and revise section forty-one clause (a) paragraph one of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and minors of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estates as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estates from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by further modifying the terms qualifications and other conditions under which the investment of trust funds may be made by fiduciaries and by further providing for additional investments for trust funds by fiduciaries.

RESOLUTION

TRIBUTE TO FLAG

Mr. ROYER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 14, 1947.

On June the 14th, 1777, the Continental Congress adopted the flag, first made by Betsy Ross in Philadelphia, as the National emblem of a new nation, then struggling to continue and maintain its existence. It was a flag "representing a new constellation" of states, a new venture in democratic government; therefore, be it

Resolved, That the House of Representatives of the Commonwealth in which this symbol of freedom and independence was born, now assembled at the close of another biennial legislative session, hereby pays tribute to the flag, adopted by another legislative assembly, 170 years ago, and to that courageous assembly that, in removing the Union Jack from the flag then in use and replacing it with a new and untried symbol, so boldly proclaimed the total independence of the United States of America.

The SPEAKER. This being Flag Day, the Chair requests that all Members and visitors rise and repeat the oath of allegiance to the flag. Please face the flag at the Speaker's right.

(The oath of Allegiance was repeated by the members and visitors.)

REPORT FROM COMMITTEE

Mr. BRUNNER from the Committee on Rules, reported as amended, Senate Sine Die Resolution.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, June 5, 1947.

Resolved, (if the House of Representatives concurs), That this Regular Session of the General Assembly adjourn sine die Saturday, June 14, 1947 at 6:00 o'clock p. m., Eastern Standard Time.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

The resolution was amended to read as follows:

In the Senate, June 5, 1947.

Resolved, (if the House of Representatives concurs), That this Regular Session of the General Assembly adjourn sine die [Saturday] Monday, June [14] 16, 1947 at [6:00] 8:00 o'clock p. m., Eastern Standard Time.

On the question,

Will the House concur in the resolution as amended?

It was concurred in.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL SIGNED BY SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 1035.

An Act to amend section forty of the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1050) entitled "An act relating to the collection of taxes levied by counties county institution districts cities of the third class boroughs towns townships certain school districts and vocational school districts conferring powers and imposing duties on tax collectors courts and various officers of said political subdivisions and prescribing penalties" by providing that the surety on the bond or bonds of a deceased collector for whose estate no executor or administrator has been appointed shall have the sole right and power to take over the tax duplicates in which said surety is interested and to proceed to make collections thereon in accordance with the provisions of this section

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

REPORT OF COMMITTEE OF CONFERENCE ON
HOUSE BILL No. 454

Mr. ELDER. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 454.

The SPEAKER. The report will lie over for printing.

SUBSTITUTE APPOINTMENT ON CONFERENCE
COMMITTEE ON SENATE BILL No. 580

The SPEAKER. If there is no objection, the Chair withdraws the appointment of the gentleman from Greene, Mr. Cole, as a conferee on Senate Bill 580, and substitutes the gentleman from Fayette, Mr. BANE. This request has been made and approved by the Minority Leader.

SENATE MESSAGE

SENATE INSISTS ON AMENDMENTS NON-
CONCURRED IN BY HOUSE

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 364, entitled:

An Act to further amend subsection (a) of section two hundred ten of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing creating reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain, departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes in certain departments, boards and commissions shall be administered," increasing the salary of the Commissioner of Fisheries

Mr. SORG. Mr. Speaker, I move that the House insist upon its non-concurrence in the amendments made and insisted upon by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE
ON HOUSE BILL No. 364

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. Ray L. RILEY, PROPERT and YESTER.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 1333

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, June 14, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 1333, Printer's No. 615, entitled "An Act to further amend subsection (b) of section five hundred eight of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled 'An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the

powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined' as amended by further defining the duties of the Department of Property and Supplies regarding State institutions."

This bill would require the Department of Property and Supplies to be responsible for the maintenance and repairs of all buildings and equipment at State institutions. In addition the bill would require the Department of Property and Supplies to inspect the various State institutions and formulate biennial budgetary requests for maintenance, repairs and improvements.

This bill neither defines maintenance nor repair, and literally interpreted it could be construed as including such relatively minor repairs as patching linoleum, leaking roofs, and innumerable other conditions, the immediate cure of which by maintenance crews maintained by the institutions are sufficient to prevent deterioration or avoid extensive and costly repairs.

At present under Section 508 (a) of the Administrative Code of 1929, being the Act of April 9, 1929, P. L. 177, as amended, the Department of Property and Supplies is charged with making alterations and additions to State buildings except where the amount involved is less than four thousand (\$4,000.) dollars. The various State institutions at the present have maintenance employes under the jurisdiction of their departments, who attempt to make necessary small repairs to mechanical plants, improvements and buildings. The effect of this bill would be to transfer the work of these employes to the Department of Property and Supplies. It would greatly expand the work of the Department of Property and Supplies at a time when they are heavily involved in a post-war construction program.

Although it may be desirable to transfer this work to the Department of Property and Supplies, it would disrupt present procedure which is being followed with apparent success. Moreover it does not seem desirable to transfer to the Department of Property and Supplies the duty of preparing biennial budgetary requests for improvements for the various agencies of the State since they may not be too familiar with the functional requirements of such agencies as the Department of Welfare, Department of Health or Department of Public Instruction.

Moreover there is no doubt in my mind that what is desired to be accomplished by this bill may be achieved by administrative cooperation.

For these reasons the bill is not approved.

JAMES H. DUFF.

On the question,

Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

Mr. WORLEY. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

VETO OF HOUSE BILL No. 1334

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 14, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I return herewith, without my approval, House Bill No. 1334, Printer's No. 616, entitled "An act reappropriating certain appropriations made by the General Assembly during the session of one thousand nine hundred forty-seven."

This bill would reappropriate to the Department of Property and Supplies from the various State departments, independent boards and independent commissions of the Commonwealth all moneys appropriated by the General Assembly at any time during the Session of 1947 for the maintenance and repairs of buildings, equipment, land and improvements made to State agencies.

This is a companion bill to House Bill No. 1333, Printer's No. 615, which I have this day returned without my approval.

The present bill is contingent upon the passage of House Bill No. 1333, Printer's No. 615, and would give full force and effect to that bill if it were enacted into law. Since that bill has been returned without my approval, I must likewise return this bill.

For this reason the bill is not approved.

JAMES H. DUFF.

On the question,

Shall the bill become a law, the veto of the Governor to the contrary notwithstanding?

Mr. WOOD. Mr. Speaker, I move that the communication, together with the bill be laid upon the table.

The motion was agreed to.

SENATE MESSAGE

AMENDED SENATE BILL NONCONCURRED IN
BY SENATE

The Clerk of the Senate being introduced, informed

that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 720.

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties' by changing the effective date thereof.

Mr. RAGOT. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 720 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE
ON SENATE BILL No. 720

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. KRISSE, TOMPKINS and CHUDOFF.

Ordered, That the Clerk inform the Senate accordingly.

ADJOURNMENT

Mr. GOODLING. Mr. Speaker, I move that this House do now adjourn until Monday, June 16, 1947 at 1:00 p. m. Eastern Standard Time.

The motion was agreed to, and (at 4:58 p. m. E.S.T.) the House adjourned.

Legislative Journal.

Session 1947.

137th of the General Assembly.

Vol. 30.

HARRISBURG, PA., MONDAY, JUNE 16, 1947.

No. 77.

SENATE

MONDAY, June 16, 1947

The Senate met at 1:00 o'clock, p. m., Eastern Standard Time.

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

PRAYER

In the absence of the Chaplain prayer was offered by the gentleman from Schuylkill, Senator WAGNER.

Our gracious Heavenly Father, as we come to Thee in the closing hours of a strenuous legislative session, we pause gratefully to give thanks for that measure of health and strength that Thou hast given us all to carry on with the duties assigned to us. If we have made mistakes, if we have given vent to anger at times, if we have done, any of us, anything that offended our brothers, we ask on this concluding day Thy forgiveness and Thy understanding. Grant that our deliberations in these last moments, and the things that we have done and the things that legislators do in future sessions, may at least approach the ideal that Thy prophets prayed for for generations, that justice may roll down like the rivers and righteousness like a mighty stream.

Watch over us, watch over the people whom we represent, and guide this great Commonwealth in Godly ways. This we ask as we pray for salvation in the name of the Saviour. Amen!

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. TALLMAN and Mr. WATSON, further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. KEPHART. Mr. President, I move that the Senate

do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 16, 1947.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Mitchell Dennis, Coraopolis.

LAWRENCE COUNTY

Mitchell Kwiatkowski, New Castle.

MONTGOMERY COUNTY

Miss Sara M. Nugent, Lower Merion Twp., 410 Lancaster Ave., Haverford.

PHILADELPHIA COUNTY

Miss Rosemary L. Fennell, Phila., 1501 Walnut St. (2)

WASHINGTON COUNTY

George C. Wickerham, Monongahela.

WESTMORELAND COUNTY

Thomas L. Cort, Mount Pleasant.

JAMES H. DUFF.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. KEPHART and Mr. WADE, That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Borger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,

Crider,
Crowe,
Dent,
DiSilvestro,
Doehla,
Donlan,
Farrell,

Homsher.
Jaspan
Kephart,
Klein,
Lane,
Leader,
Letzler.

Ruth,
Scarlett,
Snowden,
Stevenson.
Stiefel
Taiman.

Watson,
Wilson,
Wolfe,
Wood, L. H.,
Wood T. N.,
Woodring.

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bills of the House, as follows:

House Bill No. 78, entitled:

An Act to further amend sections five hundred one and seven hundred two of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by removing all closed seasons on woodchucks; granting county commissioners authority to decide whether their county shall have open season for antlerless deer in certain cases; and distributing to the counties the fees collected from special permits.

Which was committed to the Committee on Forests and Waters, Game and Fish.

House Bill No. 862, entitled:

An Act making an appropriation to the Board of Fish Commissioners out of the Fish Fund to establish, construct and maintain fishways around existing dams in the Susquehanna River, in Pennsylvania.

Which was committed to the Committee on Appropriations.

House Bill No. 1056, entitled:

An Act to further amend section one and to reenact and amend the first paragraph of section four of the act, approved the eighteenth day of June, one thousand nine hundred nineteen (P. L. 498), entitled "An act defining consolidation of schools; providing for the establishment and regulation of consolidated schools; and providing for State aid for the transportation of pupils to and from consolidated schools," redefining consolidated schools and providing for approval of consolidated or joint consolidated schools and the reimbursement by the Commonwealth of school districts transporting pupils of such schools.

Which was committed to the Committee on Education.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 302

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 302, entitled:

An Act to amend section one thousand two hundred six of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," by further providing for leaves of absence of professional employees because of illness or other causes.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 321

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 321, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 326

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 326, entitled:

An Act relating to marriage and amending, revising, consolidating and changing the law relating thereto.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 601

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 601, entitled:

An Act to amend section one of the act approved the eighteenth day of March one thousand eight hundred seventy-five (P. L. 32) entitled "An act requiring recorders of deeds to prepare and keep in their respective offices general direct and ad sectum indexes of deeds and mortgages recorded therein prescribing the duty of said recorders and declaring that the entries in said general indexes shall be notice to all persons" prescribing additional entries to be made by recorders of deeds in the indexes for deeds and indexes for mortgages

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 735

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 735, entitled:

An Act to amend sections four thousand three hundred twenty four thousand three hundred twenty-one four thousand three hundred twenty-two four thousand three hundred twenty-three four thousand three hundred twenty-four and four thousand three hundred twenty-five of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by requiring cities to provide annuity contracts or to establish a Firemen's Pension Fund and to make contributions to such fund and providing for and regulating the management and operation of such fund

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 855

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 855, entitled:

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720), entitled "City State Highway Law," by changing or deleting certain routes and adding certain new routes.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 922

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 922, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Woodville State Hospital to acquire a certain tract of land adjacent thereto for the use of said hospital and making an appropriation therefor.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1210

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1210, entitled:

An Act to repeal the act, approved the fourth day of June, one thousand nine hundred forty-five (P. L. 1388), entitled "Administrative Agency Law."

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1324

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1324, entitled:

An Act imposing a State tax payable by those herein defined as users on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring such users to secure licenses, to file bonds as a guarantee of payment of taxes, penalties, interest, fines, uncollectible check fees and Attorney General's fees; to file reports and to compile and retain certain records; imposing duties on dealers, wholesalers and carriers for hire; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds of taxes, penalties and interest illegally or erroneously collected from licensed users and making appropriations.

SENATE BILL No. 689 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 689, entitled:

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing further for the assessment collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities and imposing duties on certain county officers and providing penalties.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 689, entitled:

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing further for the assessment collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities and imposing duties on certain county officers and providing penalties.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, line 12, by striking out after the word "under" and before the word "this," the following: "the first section of;" Amend Section 1, page 3, line 2, by striking out after the word "Board" and before the word "Revision," the following: "for the" and inserting in lieu thereof the following: "of;" Amend Section 1, page 3, line 3, by striking out at the end of the line, after the word "in," the following: "section 3 of;" Amend Section 1, page 3, line 6, by striking out after the word "by" and before the word "this," the following: "the first section of;" Amend Section 1, page 3, by striking out all of lines 12, 13 and 14; Amend Section 1, page 3, line 15, by striking out at the beginning of the line and before the word "Such," the following: "(3)" and inserting in lieu thereof the following: "(2)"; Amend Section 1, page 3, line 16, by striking out after the word "Board" and before the word "Revision," the following: "for the" and inserting in lieu thereof the following: "of;" Amend Section 1, page 3, lines 17 and 18, by striking out after the word "enumerated" on line 17, and before the word "this" at the beginning of line 18, the following: "in the first section of;" Amend Section 1, page 4, line 4, by striking out after the word "by" and before the word "shall," the following: "section one hereof" and inserting in lieu thereof the following: "this act;" Amend Section 1, page 4, line 6, by inserting after the word "discounts" and before the word "and," the following: "penalties;" Amend Section 1, page 4, line 7, by inserting after the word "county," the following: "For county purposes and in cities coextensive with counties for city and county purposes"

(d) Any person who wilfully fails or refuses to file any return required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six months or both;" Amend Section 1, page 4, line 17, by striking out after the word "and" and before the word "shall," the following: "assessed" and inserting in lieu thereof the following: "returned;" Amend Section 2, page 9, lines 9 and 10, by striking out after the word "by," at the end of line 9, and before the word "this" at the beginning of line 10, by striking out the following: "the first section"

of;" Amend Section 2, page 9, line 12, by inserting after the word "of" and before the word "tax," the following: "the;" Amend Section 2, page 9, line 16, by striking out after the word "add" and before the words "per cent," the following: "fifty" and inserting in lieu thereof the following: "twelve;" Amend Section 2, page 9, line 19, by inserting after the word "notify" and before the word "such," the following: "by mail;" Amend Section 2, page 10, line 11, by striking out after the word "the" and before the words "per cent," the following: "fifty" and inserting in lieu thereof the following: "twelve;" Amend Section 2, page 11, by striking out after the word "paid," on line 5, all of remainder of said line and all of lines 6, 7, 8 and 9; Amend Section 3, page 12, line 2, by inserting after the word "by" and before the word "rules," the following: "the;" Amend Section 3, page 14, line 12, by striking out after the word "in," and before the word "this," the following: "section five of;" Amend Section 3, page 15, line 8, by striking out after the word "by" and before the word "this," the following: "the first section of;" Amend Section 3, page 16, line 8, by inserting after the word "of" and before the word "records," the following: "books papers and;" Amend Section 3, page 16, by striking out after the word "records," on line 8, all of remainder of said line, and all of lines 9 to 15 inclusive; Amend Section 4, page 17, line 12, by striking out after the word "by" and before the word "this," the following: "the first section of;" Amend Section 4, page 17, line 16, by striking out after the word "under," the following: "the first section of;" Amend Section 4, page 18, line 5, by striking out after the word "under" and before the word "this," the following: "the first section of."

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 689

Mr. TALLMAN. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 689.

Mr. MALLERY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margle,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 713 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 713, entitled:

An Act creating a commission to make a thorough study of the tax laws of the Commonwealth and of other states and countires in order to ascertain ways and means of financing the Commonwealth upon a more scientific and equitable basis providing for its appointment authorizing the employment of necessary assistants prescribing the powers and duties of the commission and making an appropriation

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 56 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 56, entitled:

An Act to further amend section one thousand one hundred twenty-six of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by further providing for the appointment of assistant county superintendents.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 83 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 83, entitled:

An Act authorizing the common pleas judges and the county commissioners jointly to create mental clinics for the examination of certain persons convicted of the commission of a crime prior to the sentencing thereof as a means of decreasing the number of habitual offenders; providing for the creation of joint mental clinics among the several counties, and imposing the costs of maintaining and operating such clinics upon the county or counties creating the same.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 312 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 312, entitled:

An Act to amend section seven hundred twenty of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and

amending, revising, consolidating, and changing the law relating thereto," extending period of field trials.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 378 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 378, entitled:

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act, approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENT

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 378, entitled:

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent.

which was returned from the House of Representatives with amendment.

The Clerk read the amendment as follows:

Amend sec. 1 (Sec. 1121), page 3, line 19, by inserting after the word "distributed" the following: "A convention of school directors for the purpose of voting such salaries may be called at any time by the county superintendent."

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 378

Mr. TALLMAN. Mr. President, I move that the Senate

do non-concur in the amendments made by the House to Senate Bill No. 378.

Mr. BECKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman	Woodring
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 534 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 534, entitled:

An Act directing the Department of Public Instruction to revise the curricula of elementary secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 548 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 548, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing boards of school directors to enter into contracts with the Federal Government or any of its agencies for the education of veterans in the public schools and providing that such persons should not be considered in determining district teaching units as the basis for Commonwealth subsidies and excluding teachers employed to teach such veterans from the tenure provisions thereof.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 548, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing boards of school directors to enter into contracts with the Federal Government or any of its agencies for the education of veterans in the public schools and providing that such persons should not be considered in determining district teaching units as the basis for Commonwealth subsidies and excluding teachers employed to teach such veterans from the tenure provisions thereof.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend title, page 2, line 1 of title on said page, by inserting after the word "Federal" the following: "or State;" Amend title, page 2, line 2 of title on said page, by striking out the words "its agencies" and inserting in lieu thereof "their agencies or private business or industry;" Amend title, page 2, line 2 of title on said page, by inserting after the word "veterans" the following: "out-of-school youth and adults;" Amend title, page 2, last line of title, by striking out the word "veterans" and inserting in lieu thereof "persons;" Amend sec. 1 (sec. 401), page 3, line 4, by inserting after the word "thereof" the following: "or with the State Government or any agency thereof or with private business or industry;" Amend sec. 1 (sec. 401), page 3, line 4, by inserting after the word "veterans" the following: "out-of-school youth and adults;" Amend sec. 2 (sec. 1205), page 3, line 15, by inserting after the word "veterans" "out-of-school youth or adults;" Amend sec. 2 (sec. 1205), page 3, line 17, by inserting after the word "thereof" the following: "or with the State Government or any agency thereof or with private business or industry;" Amend sec. 3, (sec. 1242), page 4, line 15, by inserting after the word "thereof" the following: "or with the State Government or any agency thereof or with private industry or business."

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 548

Mr. TALLMAN. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 548.

Mr. BECKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,

Berger,	Haluska,	Mallery,	Tyler,
Blass,	Kare,	Margie,	Wade,
Carr,	Heyburn,	Rahouser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 808 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 808, entitled:

An Act to provide for an inventory of existing hospitals, for a survey of the need for additional hospital facilities, and for the development and administration of a hospital construction program which will, in conjunction with existing facilities, afford hospitals adequate to serve all people of the State; and appropriating money, establishing methods of administration and control, providing for compliance with the requirements of the Federal Hospital Survey and Construction Act and regulations thereunder, authorizing the acceptance and expenditure of Federal funds in accordance with such requirements.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 848 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 848, entitled:

An Act increasing the salaries of certain elected county officers whose salaries are payable out of the treasury of cities of the first class.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 848, entitled:

An Act increasing the salaries of certain elected county officers whose salaries are payable out of the treasury of cities of the first class.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 2 of the title, by inserting after the word "class," the following: "and of certain elected officers of cities coextensive therewith;" Amend Section 1, page 1, line 2, by inserting after the word "class" and before the word "hereinafter," the following:

"and of each elected officer of cities coextensive with counties of the first class elected by the voters of the entire city;" Amend Section 1, page 1, line 3, by striking out after the word "such" and before the word "officer," the following: "county."

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 848

Mr. TALLMAN. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 848.

Mr. BECKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	rrazier,	Lord,	Tarr,
Becker,	Geitz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 861 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 861, entitled:

An Act to further amend section two hundred thirteen subsection (f) of section four hundred forty-eight subsection (g) of section seven hundred ten and to add subsection (h) to section seven hundred ten of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commission and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" authorizing heads of departments to act by deputy as ex-officio members of any board or commission and authorizing the

Secretary of Health to act by deputy both as a member and as chairman of the Advisory Health Board to authorize the Pennsylvania State Police to assist the Department of Revenue in the collection of tax on cigarettes and to permit search without warrant for law violations where the duty of enforcement or administration is in the Department of Revenue.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 868 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 868, entitled:

An Act providing for joint action by the Commonwealth of Pennsylvania, and the States of Ohio, West Virginia and Indiana in the construction, operation and maintenance of an inter-state highway from the western terminus of the Pennsylvania Turnpike, as authorized to be extended, to the western border of Indiana; authorizing the Governor for these purposes to enter into an agreement with the States in question; creating an Interstate Turnpike Commission and defining its powers and duties, including the power to finance the construction thereof through the issuance of bonds redeemable from tolls collected for the use of such turnpike.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

HOUSE CONCURS IN SENATE BILL No. 166

He also returned to the Senate, Senate Bill No. 166, entitled:

An Act to amend section one thousand two hundred nine point one of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws, general, special or local or any parts thereof, that are or may be inconsistent therewith," authorizing additional temporary salary increases, and the appropriation, used and temporary loans therefor; and validating such increases heretofore made.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 259

He also returned to the Senate, Senate Bill No. 259, entitled:

An Act prescribing the fees to be received by registers of wills in counties of the fifth, sixth, seventh, and eighth class.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 260

He also returned to the Senate, Senate Bill No. 260, entitled:

An Act prescribing the fees to be received by the clerks of orphans' courts to counties of the fifth, sixth, seventh and eighth class.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 264

He also returned to the Senate, Senate Bill No. 264, entitled:

An Act to further amend section eleven of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the service allowance of certain employees.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 432

He also returned to the Senate, Senate Bill No. 432, entitled:

An Act to add section one thousand thirty-four to article ten of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by regulating the operation of motor vehicles using the turnpike or highways under the supervision of the Pennsylvania Turnpike Commission.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 463

He also returned to the Senate, Senate Bill No. 463, entitled:

An Act to amend section two hundred two of the act, approved the twenty-eighth day of April, one thousand nine hundred thirty-seven (P. L. 417), entitled "An act relating to milk and the products thereof; creating a Milk

Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payment of fees therefor; requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the commission; authorizing the commission to adopt rules, regulations and orders, and to enter into interstate and Federal compacts; requiring persons who weigh, measure, sample or test milk to procure permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements, and to use certain methods of weighing, measuring, sampling and testing; authorizing the commission to examine the business, papers and premises of milk dealers and producers, requiring the keeping of records and the filing of reports by milk dealers, and permitting, with limitations, the use of information obtained thereby; authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor, and conferring certain powers upon the Governor with respect thereto; providing for appeals to the courts from decisions of the commission, and for the burden of proof upon such appeals; prescribing penalties, fines and imprisonment for violations of this act and rules, regulations and orders of the commission; defining perjury; defining remedies; repealing legislation supplied and superseded by this act, and saving rights, duties and proceedings thereunder; and making appropriations," increasing salaries of the chairman and members of the commission. with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 529

He also returned to the Senate, Senate Bill No. 529, entitled:

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania authorizing agreements between Redevelopment Authorities and local taxing authorities limiting for a term not exceeding twenty-five years the amount of annual taxes to be levied upon land acquired for urban redevelopment

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 555

He also returned to the Senate, Senate Bill No. 555, entitled:

An Act to add section one thousand two hundred sixty-four to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local or any parts thereof, that are or may be inconsistent therewith," prescribing penalties for knowingly falsifying reports or certificates in connection with reimbursements.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 564

He also returned to the Senate, Senate Bill No. 564, entitled:

An Act to amend subsection (f) of section eighteen of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars, of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 565

He also returned to the Senate, Senate Bill No. 565, entitled:

An Act to amend subsection (f) of section nineteen of the act, approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 566

He also returned to the Senate, Senate Bill No. 566, entitled:

An Act to amend subsection (f) of section nineteen of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further

condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," providing for a space wherein elector shall affix his signature or mark on registration card.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 567

He also returned to the Senate, Senate Bill No. 567, entitled:

An Act to amend subsection (f) of section nineteen of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees, of registration commissions, county elections boards, election officers municipal officers, departments and bureaus, police officers, courts judges, prothonotaries, sheriffs, county commissioners, peace officers county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 568

He also returned to the Senate, Senate Bill No. 568, entitled:

An Act to amend section twenty point one of the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and im-

posing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 666

He also returned to the Senate, Senate Bill No. 666, entitled:

An Act to facilitate vehicular traffic between the Commonwealth of Pennsylvania and the State of New Jersey by providing for the construction, operation and maintenance of a tunnel or tunnels under the Delaware River and connecting the Commonwealth of Pennsylvania at or near Philadelphia County or Delaware County or any County contiguous to these counties with the State of New Jersey; providing for the creation of the Delaware Tunnel Board, and conferring powers and imposing duties on said Board; authorizing the Board to enter into a contract with a duly constituted and authorized commission created by the laws of the State of New Jersey, with powers similar to the powers conferred on the Board; authorizing and empowering the Board to enter into a contract with any New Jersey commission, which contract may provide that the Delaware River tunnel or tunnels may be constructed, maintained, and operated jointly by the Board and the New Jersey commission or by the Board with the approval of the commission, or by the commission with the approval of the Board; authorizing the issuance of tunnel revenue bonds jointly by the Board and the commission, or by the Board with the approval of the commission, or by the commission with the approval of the Board, payable solely from tolls, to pay the cost of such tunnel or tunnels; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the tunnel or tunnels; making such bonds and tunnel or tunnels and property used in connection therewith exempt from taxation; constituting such bonds legal investments in certain instances; prescribing conditions upon which such tunnel or tunnels shall become free; providing for condemnation; authorizing the Department of Highways to advance moneys in behalf of the Commission and provide for the refund of such advances; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; giving the Board under certain conditions, the right to act in the State of New Jersey and giving the commission under certain conditions the right to act in the State of Pennsylvania; and authorizing the issuance of tunnel revenue refunding bonds.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 755

He also returned to the Senate, Senate Bill No. 755, entitled:

An Act exempting cigarette vending machines leased, loaned, hired or conditionally sold from levy or sale on execution or distress for rent.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 756

He also returned to the Senate, Senate Bill No. 756, entitled:

An Act to amend sections two hundred one and six hundred one point one of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P.

L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis, requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls, to provide moneys for the payment of compensation to certain unemployed persons, providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation, providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties," by authorizing the Department of Labor and Industry through the Secretary of Property and Supplies, with the approval of the Governor to acquire by purchase or condemnation land with or without buildings, to erect buildings, to enter into contracts with persons firms or corporations for the erection of buildings and for the leasing of such buildings to the Commonwealth, the same to become the property of the Commonwealth upon termination of said lease, to lease land acquired under the provisions of this act to persons firms or corporations for the purpose of erecting buildings thereon, and to acquire through purchase or lease facilities fixtures equipment and such other appurtenances as may be deemed necessary; providing that land and buildings acquired hereunder shall be exempt from taxation.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 762

He also returned to the Senate, Senate Bill No. 762, entitled:

An Act to further amend section two of the act approved the twenty-eighth day of June, one thousand eight hundred ninety-five (P. L. 408), entitled "A supplement to the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of one-half of the two percentum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth," by providing for the payment over of the foreign fire insurance tax by municipalities to relief fund associations and pension funds covering employes in fire departments.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 788

He also returned to the Senate, Senate Bill No. 788, entitled:

An Act to further amend section six of the act, approved the thirtieth day of March, one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry; and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions; and providing a Board of Optometrical Education, Examination, and Licensure and means and methods whereby the right to practice optometry may be obtained; and providing for the means to carry out the provisions of this act; and providing for revocation or suspension of licenses given by said board, and providing penalties for violation thereof; and repealing all acts or parts of acts inconsistent therewith," further providing for examinations to be given applicants for licensure.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 810

He also returned to the Senate, Senate Bill No. 810, entitled:

An Act to further amend sections three, four and five of the act approved the seventh day of May, one thousand nine hundred twenty-three (P. L. 158), entitled "An act creating a Legislative Reference Bureau, providing for the election of a director by the General Assembly designating the officers and employees of such bureau, defining their duties; fixing their salaries; abolishing the present Legislative Reference Bureau; and making an appropriation," further defining the powers of the director with respect to the employees of the Bureau, and increasing the director's salary.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 826

He also returned to the Senate, Senate Bill No. 826, entitled:

An Act to further amend subsection (d) of section three hundred twelve of the act approved the fifth day of December, one thousand nine hundred thirty-six, (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis, requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls, to provide moneys for the payment of compensation to certain unemployed persons, providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation, providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties," by extending the basis on which the Department of Labor and Industry is authorized to enter into reciprocal arrangements with other state agencies and the Federal Government.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 837

He also returned to the Senate, Senate Bill No. 837, entitled:

An Act to amend clause (d) of section three of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 216), entitled "An act relating to dentistry; defining and providing for the licensing and registration of dentists and dental hygienists, and for the revocation and suspension of such licenses and registration, subject to appeal, and for their reinstatement, defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction; providing penalties; and repealing existing laws" further regulating the licensing of dental hygienists.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 847

He also returned to the Senate, Senate Bill No. 847, entitled:

An Act to amend section one thousand three hundred thirteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor; Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," extending the activities of the Public Service Institute Board in the Department of Public Instruction to include officers and employees of institutions and of the courts.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 850

He also returned to the Senate, Senate Bill No. 850, entitled:

An Act to add section twelve point one to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," providing for the retention of membership in the Public School Employees' Retirement Association by any contributor who ceases to be a public school employe and becomes a State employe and a member of the State Employees Retirement Association.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 851

He also returned to the Senate, Senate Bill No. 851, entitled:

An Act to add section eleven point one to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," providing for the re-

tention of membership in the State Employees' Retirement Association by any contributor who ceases to be a State employe and becomes a public school employe and a member of the Public School Employees' Retirement Association.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 857

He also returned to the Senate, Senate Bill No. 857, entitled:

An Act to amend section two thousand two hundred eleven of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by increasing the salary of school controllers.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 862

He also returned to the Senate, Senate Bill No. 862, entitled:

An Act making an appropriation to the Chapman Recreational Park, Mead Township, Warren County, for constructing buildings and improvements and maintenance thereof.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 863

He also returned to the Senate, Senate Bill No. 863, entitled:

An Act authorizing the Secretary of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Warren State Hospital, to sell and convey a certain tract of land in the township of Glade, County of Warren, Pennsylvania, but reserving therefrom an existing easement of right-of-way and of ingress and egress for continuance of such easement.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 865

He also returned to the Senate, Senate Bill No. 865, entitled:

An Act to amend section one hundred six of the act, approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general, municipal, special and primary elections, the nomination of candidates primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing that notices may be published in certain newspapers in certain cases.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 867

He also returned to the Senate, Senate Bill No. 867, entitled:

An Act relating to police and firemen's pension funds in cities of the second class A, and directing such cities to appropriate certain moneys thereto, and requiring reports and audits.

with the information that the House has passed the same without amendments.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 73, entitled:

An Act to further amend section two hundred twenty-two of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by further regulating the vacation leave and sick leave to which State employes are entitled with pay.

House Bill No. 245, entitled:

An Act creating for a limited time public bodies corporate and politic to be known as Veterans' Housing Authority to make available for veterans of World War II temporary emergency housing accommodations; empowering them to acquire by purchase, gift, or eminent domain certain dwellings and other structures; providing for their organization and the exercise of their powers and duties including the borrowing of money, issuing bonds and other obligations, the leasing and selling of property acquired and conferring certain powers and duties on the governing bodies of cities and counties and the State Board of Housing.

House Bill No. 246, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the commission's share of the cost of paving a certain street on which abuts certain historical sites owned by the Commonwealth.

House Bill No. 1035, entitled:

An Act to amend section forty of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "Local Tax Collection Law," by providing that the surety on the bond or bonds of a deceased collector, for whose estate no executor or administrator has been appointed, shall have the sole right and power to take over the tax duplicates in which said surety is interested and to proceed to make collections thereon in accordance with the provisions of this section.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

COMMITTEE OF CONFERENCE ON SENATE BILL No. 720 DISCHARGED

Mr. WADE. Mr. President, I move that the Committee

of Conference be discharged from further consideration of Senate Bill No. 720, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties;" by changing the effective date thereof.

Mr. KEPHART. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

COMMITTEE OF CONFERENCE ON SENATE BILL No. 760 DISCHARGED

Mr. WALKER. Mr. President, on behalf of the gentleman from Delaware, Mr. Heyburn, I move that the Committee of Conference be discharged from further consideration of Senate Bill No. 760, entitled:

An Act to further amend section two hundred five, subsection (2) of section two hundred six and sections five hundred one, five hundred two, five hundred seven, eight hundred two and eight hundred seven, and to amend subsection (b) of section three, Article II, sections three hundred one, four hundred one, six hundred three, six hundred four, six hundred six, six hundred seven, seven hundred one, seven hundred four, eight hundred four, eight hundred six and nine hundred four of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further regulating and improving the civil service of certain departments and agencies of the Commonwealth, and repealing an existing law.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

("JOHNNIE CALL FOR PHILIP MORRIS" PRESENTED TO SENATE)

The PRESIDENT. Gentlemen of the Senate, we have in the Senate Chamber today a very familiar person, whose voice has been heard over the radio many times, I am going to call to the rostrum "Johnnie"—Johnnie, will you come forward.

("Johnnie ascended the rostrum.")

The PRESIDENT. I want to say, Johnnie, we have a lot of stirring speakers in this Senate and some fine

voices, but I would like the Senators to hear you shout out as you do many times over the radio.

"JOHNNY": Thank you very much, Lieutenant-Governor. Gentleman, it is really a pleasure, the privilege of appearing here. As I said to the other gentlemen in the House of Representatives, brevity has always been my greatest asset in life and so, for identification, I would like to give you my call—"Call for Philip Morris"—and I thank you very much.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 417

Mr. HOMSHER. Mr. President, I submit the report of the Committee of Conference on House Bill No. 417, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts, county superintendents, assistant county superintendents and district superintendents; and providing for reimbursement by the Commonwealth; and repealing certain provisions of said act.

The PRESIDENT. The report will lie over for printing under the rules.

RECESS

Mr. TALLMAN. Mr. President, I move that the Senate do now take a recess for one hour.

Mr. WADE. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

NOMINATIONS FOR PRESIDENT PRO TEMPORE FOR THE INTERIM

Mr. WADE. On at least one other occasion, Mr. President, it has been my happy privilege to place in nomination for President pro tempore of the Senate for the interim the name of my very close colleague, and when I say very close I mean both geographically and on the basis of friendship and admiration.

It is the usual custom, as you all know, by colleagues, to nominate and elect some one of the Senate members to this very important position. It is important, of course, during a session, but in my judgment it is equally important, if not more so, to have someone centrally located and someone with the keen judgment and deliberation necessary to keep an even balance between not only the Republican members but the members of the other side as well.

This gentleman has distinguished himself in the Senate. During the past eight years his record has been one of leadership and one of furnishing to the Senate the even balance and equilibrium that we so frequently need on the delicate measures with which we wrestle.

And with that, my colleagues, I want to say that I again have the distinction and very exceptional privilege of placing in nomination for the office of President pro

tempore of the Senate during the interim the Honorable M. Harvey Taylor, who represents the Dauphin County District here in the Senate and who, as you know and will agree, has furnished the fine leadership we have had in this body.

Therefore, Mr. President, I place in nomination the name of M. Harvey Taylor.

Mr. TALLMAN. Mr. President, I think nothing needs to be added to what has already been said concerning Senator Taylor by the gentleman from Cumberland and therefore, Mr. President, on behalf of the Republican caucus, I desire to second that nomination.

The PRESIDENT. Are there any other nominations?

Mr. TARR. Mr. President, on behalf of the Democratic minority, I wish, perhaps, that I could just take the words of my good friend from Cumberland, Senator Wade, and just change the name of the county, and all the nice things he has said here about our good friend M. Harvey Taylor, in place of that name I would like to place the name of my friend and our minority leader, the gentleman from Westmoreland, John H. Dent, for President pro tempore for the interim.

MR. ROSENFELD. Mr. President, I recall vividly the day I was sworn into the Senate. My father was in the Senate Chamber and as we were going through the motions of electing a President pro tempore and other officers, and the vote each time came out 32 to 18, he looked sort of puzzled and afterwards he said to me, "Why do you go through all that trouble when you know what the vote will be in advance?" I said, "Dad, that is the custom, it is our method of indicating the esteem in which we hold the man whom we place in nomination."

It is for that reason, Mr. President, I take extra pleasure in seconding the nomination of my colleague, John H. Dent from Westmoreland County, for the office of President pro tempore.

The PRESIDENT. Are there any other nominations?

NOMINATIONS CLOSED

Mr. TALLMAN. Mr. President, I move that nominations for President pro tempore of the Senate, during the interim, be closed.

Mr. LETZLER. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. On the election of the President pro tempore during the interim, the Chief Clerk will call the roll, and the clerks of the Senate will act as tellers. The candidates are the Honorable M. Harvey Taylor of Dauphin County and the Honorable John H. Dent of Westmoreland County.

FOR MR. TAYLOR—34

Becker,	Donlan,	Lord,	Wade,
Berger,	Farrell,	Mahany,	Wagner,
Blass,	Frazier,	Mallery,	Walker,
Carr,	Geltz,	Scarlett,	Watson,
Chapman,	Hare,	Snowden,	Wilson,
Crider,	Heyburn,	Stevenson,	Wolfe,
Crowe,	Homsher,	Tallman,	Wood, L. H.,
Dent,	Kephart,	Tyler,	Wood, T. N.,
Doehla,	Letzler,		

FOR MR. DENT—16

Barr,	Jaspan,	Margie,	Stiefel,
DiSilvestro,	Klein,	Rahauser,	Tarr,
Haluska,	Lane,	Rosenfeld,	Taylor,
Holland,	Leader,	Ruth,	Woodring,

The PRESIDENT. The Clerks agree in their tally; the results show that Honorable M. Harvey Taylor received 34 votes and the Honorable John H. Dent received 16 votes.

ELECTION OF PRESIDENT PRO TEMPORE MADE UNANIMOUS

Mr. DENT. Mr. President, I move that the vote by which the Honorable M. Harvey Taylor was elected President pro tempore of the Senate for the interim be made unanimous.

Mr. ROSENFELD. I second the motion, Mr. President. It was agreed to.

REMARKS BY THE PRESIDENT PRO TEMPORE

Mr. TAYLOR. Mr. President, gentleman of the Senate, I thought of a lot of things I wanted to say while I was sitting down there in my seat, but they have all gone out the window. I can not think of anything to say except to sincerely thank you and say I will try to be true to the trust that has been placed in me. When I come back next year I expect to be able to vote for another gentleman as President pro tempore of the Senate. So that gives everybody who has any ambition a chance to start his campaign now. Thank you very much.

The PRESIDENT. Installation of the President pro tempore will take place later this evening.

SENATE BILL No. 56 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 56, returned from the House with amendments.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 56, entitled:

An Act to further amend section one thousand one hundred twenty-six of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by further providing for the appointment of assistant county superintendents.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 2, by striking out all of lines 15 and 16; Amend Section 1, page 3, by striking out all of lines 1 to 3, inclusive, and inserting in lieu thereof, the following: "every county superintendent having more than one hundred (100) teachers and not more than one hundred and thirty-five (135) teachers under his supervision shall have one assistant county superintendent provided the county had one assistant county superintendent as of the first day of July one thousand nine hundred and forty-six"; Amend Section 1, page 3, lines 4 and 5, by inserting after the word "hundred" on line 4, and be-

fore the word "and" on line 5, the following: "and thirty-five (135)".

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 56

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 56.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsheer,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 83 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 83, returned from the House with amendments.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 83, entitled:

An Act authorizing the common pleas judges and the county commissioners jointly to create mental clinics for the examination of certain persons convicted of the commission of a crime prior to the sentencing thereof as a means of decreasing the number of habitual offenders; providing for the creation of joint mental clinics among the several counties, and imposing the costs of maintaining and operating such clinics upon the county or counties creating the same.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by inserting after the word "the" and before the word "common," the following: "judges of the courts of"; Amend the title, page 1, lines 1 and 2, by striking out after the word "please", on line 1, and before the word "to", on line 2, the following: "judges and the county commissioners jointly"; Amend the title, page 1, lines 2, 3, 4 and 5, by striking out after the word "of" at the end of line 2, and before

the word "providing" on line 5, the following: "persons charged with the commission of criminal offenses prior to trial and of convicted persons prior to the imposition of sentence and of children charged with delinquency"; Amend the title, page 1, line 8, by inserting after the word "same", at the end of the line, the following: "and providing for the establishment by the Department of Welfare of such clinics and making the same available to the courts in counties where no clinic have been established"; Amend Section 1, page 1, by striking out all of said section, and inserting in lieu thereof, the following: "Section 1 In each county the judges of the courts of common pleas are hereby authorized if a majority of members thereof deem it desirable to create a medical clinic to examine and report upon the mental and physical condition of persons charged with or convicted of a criminal offense or a child as defined under the act approved the second day of June one thousand nine hundred thirty-three (P. L. 1433) as amended and the act approved the third day of June one thousand nine hundred thirty-three (P. L. 1449) as amended charged with delinquency

Such examination shall be made when requested by the court and a report thereof shall be presented to the trial or hearing judge prior to the trial or hearing or prior to the imposition of any sentence upon or commitment of any such person or child a copy of such report may in the discretion of the court be made available to the district attorney and the defendant or his attorney but if such discretion is exercised in favor of one it shall be exercised in favor of both such report may be used by the judge in determining the mental condition of the accused the sentence to be imposed or the disposition to be made of the case"; Amend Section 2, page 2, by striking out all of said section, and inserting in lieu thereof, the following: "Section 2 The medical clinic shall examine each such person or child when requested by the court in an effort to ascertain whether either or both the physical or mental condition of such person or child contributed directly or indirectly to the commission of the crime whether such person or child is mentally competent to defend himself at trial or hearing and shall recommend the curative or corrective treatment available to such person or child so as to lessen the possibility of the commission of unlawful acts by such person or child"; Amend Section 3, pages 3 and 4, by striking out all of said section, and inserting in lieu thereof, the following: "Section 3 No examination of any person charged with the commission of a criminal offense shall be made prior to his trial without the consent of such person"; Amend the bill, page 3, by inserting between lines 4 and 5, the following: "Section 4 Any such person may have an examination either prior to the trial or prior to the imposition of sentence upon giving forty-eight hours notice thereof to the District Attorney if the District Attorney fails to object to the examination it may be had forthwith otherwise such examination shall be allowed only upon the approval of the court

Section 5 If a medical clinic is created under the provisions of this act the appointees thereof shall include one psychiatrist or medical doctor who shall be the director of such clinic and such other professional and clerical staff as is needed and the court shall fix the compen-

sation paid to each such appointee"; Amend Section 4, page 3, by striking out after the word "Section" and before the word "The", the following: "4" and inserting in lieu thereof, the following: "6"; Amend Section 4, page 3, lines 7, 8 and 9, by striking out after the word "established" on line 7, the remainder of said line and all of lines 8 and 9; Amend Section 5, page 3, line 10, by striking out after the word "Section" and before the word "Two", the following: "5" and inserting in lieu thereof, the following: "7"; Amend Section 5, page 3, lines 11 and 12, by striking out after the word "court" on line 11, and before the word "of" on line 12, the following: "and the county commissioners"; Amend Section 5, page 3, line 13, by striking out after the word "joint" and before the word "clinic", the following: "mental" and inserting in lieu thereof, the following: "medical"; Amend Section 5, page 3, by striking out after the word "clinic" at the end of line 15, the remainder of said line, and all of lines 16, 17 and 18; Amend the bill, page 3, by inserting between lines 18 and 19, the following: "Section 8 The Department of Welfare with the approval of the Governor through the Department of Property and Supplies shall establish and properly equip (including any necessary construction) such clinics conveniently located in the Commonwealth to serve courts in all counties where no clinics have been created pursuant to the provisions of this act subject to and in the manner provided in the administrative code of 1929 and its amendments the Department of Welfare shall have power to employ and fix the compensation of one psychiatrist who shall be a diplomat of the American Board of Psychiatry and Neurology and who shall direct the clinic and such other professional and clerical staff as is needed the compensation of all persons so appointed and all other expenses in connection with the care and maintenance of inmates of such clinics shall be paid from the appropriation made to the Department of Welfare for such purposes but the Commonwealth shall be reimbursed for such expenditures by the respective counties from which such inmates were committed to the extent and in the manner provided by law in the case of inmates maintained in state penal institutions"; Amend Section 6, page 3, line 19, by striking out after the word "Section" and before the word "All", the following: "6" and inserting in lieu thereof, the following: "9"; Amend Section 6, page 4, line 11, by inserting after the word "there-to" at the end of the line, the following: "to repeal any portion of the Mental Health Act approved the eleventh day of July one thousand nine hundred twenty-three (P. L. 998) or the amendments thereto or to amend or repeal the Psychiatrists' Act approved the second day of May one thousand nine hundred thirty-three (P. L. 224)."

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 83

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 83.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows: viz:

YEAS—50

Barr,	Frazier,	Lorc,	Tarr,
Becker,	Geltz,	Mahany,	Taylor.
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DISilvestro,	Klein,	Stevenson,	Wood, L. H.
Doehla,	Lane,	Stiefel,	Wood, T. N.
Donlan,	Leader,	Tallman,	Woodring.
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 312 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 312, returned from the House with amendments.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 312, entitled:

An Act to amend section seven hundred twenty of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," extending period of field trials.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 1 of the title, line 1, by striking out after the word "amend" and before the word "seven", the following: section and inserting in lieu thereof the following: "sections seven hundred nineteen and"; Amend the title, page 1 of the title, line 5, by inserting after the asterisk and before the word "extending", the following: "fixing the period covered by petitions for hunting foxes with dogs for training dogs and"; Amend Section 1, page 2, line 1, by striking out after the numeral "1", and before the word "of", the following: "Section seven hundred twenty" and inserting in lieu thereof, the following: "the first paragraph of section seven hundred nineteen"; Amend Section 1, page 2, line 5, by inserting after the asterisk and before the word "is", the following: "as amended by the act approved the thirteenth day of April one thousand nine hundred forty-two (Pamphlet Laws 28) is hereby further amended to read as follows

Section 719 Training of dogs on certain game exception for fox hunting except as otherwise provided in this act or in defense of person or property it is unlawful for the owner of any dog or a dog under his control to permit such dog to chase pursue or follow upon the track

of any wild bird or wild animal either day or night between the first day of April and the [nineteenth] thirty-first day of [August] July Next following provided however that the commission upon receipt of a petition filed during the month of January signed by two hundred and fifty (250) or more residents of a county who held hunting licenses of the previous year or who are farmers or sheep raisers whether licensed to hunt or not shall by resolution notice of which shall be published as required by this act designate any county or part thereof in which hunting foxes with dogs at any time either day or night shall be lawful throughout [the entire year] a period of two calendar years except for such sixty-day period in each calendar year as the commission may designate when complying with the provisions of this act relative to hunting licenses or permits all petitions in the hands of the commission on the effective date of this amendment shall be granted for a period of two years from the first day of January one thousand nine hundred forty-seven

Section 2 Section seven hundred twenty of said act; Amend Section 1, page 2, line 17, by inserting a right-faced bracket after the word "the" and before the word "sixteenth"; Amend Section 1, page 2, line 18, by inserting a left-faced bracket after the word "April" and before the word "and"; Amend Section 1, page 2, line 18, by inserting after the word "April" and before the word "and", the following: "close of the training season as fixed by this act or by resolution of the commission".

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTSS MADE BY THE HOUSE TO SENATE BILL No. 312

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 312.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provision of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier,	Lord,	Tarr,
Becker,	Geitz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood. L. J.
Doehla,	Lane,	Stiefel,	Wood. T. N.
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 808 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table

Senate Bill No. 808, returned from the House with amendments.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 808, entitled:

An Act to provide for an inventory of existing hospitals, for a survey of the need for additional hospital facilities, and for the development and administration of a hospital construction program which will, in conjunction with existing facilities, afford hospitals adequate to serve all people of the State; and appropriating money, establishing methods of administration and control, providing for compliance with the requirements of the Federal Hospital Survey and Construction Act and regulations thereunder, authorizing the acceptance and expenditure of Federal funds in accordance with such requirements.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 2, line 2 of the title, by inserting after the word "requirements", the following: "and placing additional duties upon the Department of Welfare;" Amend Section 1, page 2, by inserting between lines 4 and 5, the following: "Section 1.1 This act shall not apply to any sectarian institution unless such institution chooses to be bound hereunder and upon expressing such choice to the secretary it shall be subject to the provisions of this act and the rules and regulations issued hereunder;" Amend Section 2, page 2, line 8, by striking out after the word "of" at the end of the line, the following: "Health" and inserting in lieu thereof, the following: "Welfare;" Amend Section 2, page 3, by inserting between lines 4 and 5, the following: "Hospital" shall include all hospitals as above defined including those owned operated or supervised by the Commonwealth of Pennsylvania and any of its political subdivisions but shall not include those hospitals as above defined which are sectarian institutions and which do not exercise the choice provided in section 1.1;" Amend Section 3, page 3, line 14, by striking out after the word "of" and before the word "a", the following: "Health" and inserting in lieu thereof, the following: "Welfare;" Amend Section 3, page 3, line 17, by striking out after the word "of" and before the word "through", the following: "Health" and inserting in lieu thereof, the following: "Welfare;" Amend Section 5, page 5, line 14, by striking out after the word "of" and before the word "in", the following: "Health" and inserting in lieu thereof, the following: "Welfare;" Amend Section 5, page 6, line 18, by striking out after the word "of" and before the word "and", the following: "one hundred thousand dollars (\$100,000)" and inserting in lieu thereof, the following: "sixty thousand dollars (\$60,000);" Amend Section 10, page 9, lines 1, 2 and 3, by striking out after the word "secretary" on line 1, and before the word "shall" on line 3, the following: "shall publish a general description of the provisions thereof in at least one newspaper having general circulation in each county in the State and"; Amend Section 11, page 9, by inserting between lines 13 and 14, the following: "in order to further the accomplishments of the purposes of this law and for the promotion of safe and adequate treatment of individuals in hospitals in the interest of public health

safety and welfare including minimum standards for general plant and physical requirements sanitation inspection and facilities for the study diagnosis and treatment of patients the keeping of proper medical records administrative procedure nursing service medical staff and minimum requirements for maternity hospitals"; Amend the bill, page 11, line 15, by striking out the word "miscellaneous"; Amend Section 17, page 11, line 16, by striking out after the numeral "17", all of said line; Amend Section 17, page 11, by striking out all of lines 17 to 20, inclusive, and inserting in lieu thereof, the following: "Section 17.1 The secretary may in the manner provided by law upon the advice of the Attorney General maintain an action in the name of the Commonwealth for an injunction or other process against any person or hospital to restrain or prevent the establishment conduct management or operation of a hospital in violation of this law or the rules and regulations issued hereunder."

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 808

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 808.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bart,	Frazier,	Lord,	Larr
Becker,	Geltz,	Mahany,	Taylor,
Berger	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 861 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 861, returned from the House with amendments.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 861, entitled:

An Act to further amend section two hundred thirteen subsection (f) of section four hundred forty-eight subsection (g) of section seven hundred ten and to add subsection (h) to section seven hundred ten of the act ap-

proved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commission and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" authorizing heads of departments to act by deputy as ex-officio members of any board or commission and authorizing the Secretary of Health to act by deputy both as a member and as chairman of the Advisory Health Board to authorize the Pennsylvania State Police to assist the Department of Revenue in the collection of tax on cigarettes and to permit search without warrant for law violations where the duty of enforcement or administration is in the Department of Revenue.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 1 of the title, by inserting after the word "amend" and before the word "the", the following: "section two hundred thirteen subsection (f) of section four hundred forty-eight subsection (g) of section seven hundred ten and to add subsection (h) to section seven hundred ten of"; Amend the title, page 2, line 17 of the title, by inserting after the word "Board", the following: "to authorize the Pennsylvania State Police to assist the Department of Revenue in the collection of the tax on cigarettes and to permit search without warrant for law violations where the duty of enforcement or administration is in the department of revenue"; Amend the bill, page 6, by inserting after line 12, the following: "Section 3 Subsection (g) of section seven hundred ten of said act as last amended by the act approved the twenty-eighth day of April one thousand nine hundred forty-three (P. L. 94) is hereby amended and subsection (h) is hereby added to read as follows

Section 710 Pennsylvania State Police the Pennsylvania State Police shall have the power and its duty shall be

* * * * *

(g) To enforce the laws regulating the use of the highways of this Commonwealth and to Assist the Department of Revenue in the collection of motor license fees fees for titling vehicles and tractors operators' license fees the tax on cigarettes and the tax on liquid fuels and the issuance of certificates of title and motor and operators' licenses

(h) To search without warrant any boat conveyance vehicle or receptacle or any place of business when there is good reason to believe that any law has been violated the enforcement or administration of which is imposed or vested in the Department of Revenue

Amend Section 3, page 7, line 10, by striking out after the word "Section" and before the word "The", the follow-

ing: "3" and inserting in lieu thereof, the following: "4".

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 861

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 861.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker,	Geltz,	Mahany,	Taylor
Berger,	Haluska.	Mallery,	Tyler.
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn.	Rahauser,	Wagner.
Chapman.	Holland,	Rosenfeld.	Walker.
Crider,	Homsheer	Ruth.	Watson.
Crowe,	Jaspan,	Scarlett,	Wilson.
Dent,	Kephart,	Snowden,	Wolfe.
DiSilvestro,	Klein,	Stevenson.	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman	Woodring
Farrell.	Letzler.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 868 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 868, returned from the House with amendments.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 868, entitled:

An Act providing for joint action by the Commonwealth of Pennsylvania, and the States of Ohio, West Virginia and Indiana in the construction, operation and maintenance of an inter-state highway from the western terminus of the Pennsylvania Turnpike, as authorized to be extended, to the western border of Indiana; authorizing the Governor for these purposes to enter into an agreement with the States in question; creating an Inter-State Turnpike Commission and defining its powers and duties, including the power to finance the construction thereof through the issuance of bonds redeemable from tolls collected for the use of such turnpike.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend Title, page 1, line 2, of title, by inserting after the word "Indiana" the following: "(or any three thereof)"; Amend Sec. 1, page 2, line 4, by inserting after the word "Indiana" the following: "or any two of said states"; Amend Sec. 1, page 2, line 14, by inserting after the word "Indiana" the following: "(or any three thereof)"; Amend Sec. 1, page 3, line 4, by inserting after the

word "which" the following: "may consist of the appointed members of the Pennsylvania Turnpike Commission in the Commonwealth of Pennsylvania and"; Amend Sec. 1, page 3, line 6, by inserting after the word "The" and before the word "persons", the following: "Secretary of Highways of the Commonwealth of Pennsylvania and the"; Amend Sec. 1, page 3, line 7, by inserting after the word "States" the following: "which are parties to this agreement"; Amend Sec. 1, page 3, line 11, by inserting after the word "the" where it appears the third time in said line, the following: "other"; Amend Sec. 1, page 3, lines 11 and 12, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 3, line 15, by inserting after the word "Indiana" the following: "(or any three thereof)"; Amend Sec. 1, page 5, line 14, by inserting after the word "the" where it appears the second time in said line, the following: "other"; Amend Sec. 1, page 5, lines 14 and 15, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 7, line 1, by inserting after the word "the" the following: "other"; Amend Sec. 1, page 7, lines 1 and 2, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 7, line 5, by inserting after the word "the" where it appears the second time in said line, the following: "other"; Amend Sec. 1, page 7, lines 5 and 6, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 7, line 16, by inserting after the word "the" where it appears the second time in said line, the following: "other"; Amend Sec. 1, page 7, lines 16 and 17, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 8, line 3, by inserting after the word "the" where it appears the second time in said line, the following: "other"; Amend Sec. 1, page 8, lines 3 and 4, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 9, line 2, by inserting after the word "the" the following: "other"; Amend Sec. 1, page 9, line 2, by striking out the words "of Ohio, West Virginia or Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 10, line 5, by inserting after the word "the" where it appears the second time in said line, the following: "other"; Amend Sec. 1, page 10, lines 5 and 6, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 10, line 12, by inserting after the word "the" where it appears the second time in said line, the following: "other"; Amend Sec. 1, page 10, lines 12 and 13, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 10, lines 17 to 20, both inclusive, by striking out all of said lines; Amend Sec. 1, page 11, lines 1 to 4, both inclusive, by striking out all of said lines; Amend Sec. 1, page 11, line 10, by inserting after the word "the" the following: "other"; Amend Sec. 1, page 11,

lines 10 and 11, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 11, line 18, by inserting after the word "the" the following: "other"; Amend Sec. 1, page 11, line 18, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 12, line 4, by inserting after the word "the" the following: "other"; Amend Sec. 1, page 12, line 4, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 12, line 10, by inserting after the word "the" the following: "other"; Amend Sec. 1, page 12, lines 10 and 11, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 12, line 19, by inserting after the word "the" the following: "other"; Amend Sec. 1, page 12, line 19, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 13, line 3, by inserting after the word "the" where it appears the second time in said line, the following: "other"; Amend Sec. 1, page 13, line 3 and 4, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "which are parties to this agreement"; Amend Sec. 1, page 13, line 15, by inserting after the word "Indiana" the following: "(or any three thereof)"; Amend Sec. 2, page 14, lines 7 and 8, by striking out the words "of Ohio, West Virginia and Indiana" and inserting in lieu thereof: "joining in the compact"; Amend Sec. 2, page 14, line 9, by striking out the word "four".

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 868

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 868.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—49

Barr,	Frazier,	Letzler,	Tarr,
Becker,	Geltz,	Lord,	Taylor.
Berger,	Haluska,	Mahany,	Tyler,
Blass,	Hare,	Mallery,	Wade,
Carr,	Heyburn,	Margie,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Grider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, F. N.,
Doehla,	Lane,	Stiefel,	Wood, L. H.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,			

NAYS—1

Rahauser,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 372

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 372, entitled:

An Act to further amend section one thousand twelve and subsection C of section one thousand two hundred ten of the act approved the fifteenth day of May one thousand nine hundred and thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and duties and limitation upon powers of corporations and persons authorized to engage in a banking or fiduciary business or both.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 769

He also returned to the Senate, Senate Bill No. 769, entitled:

An Act to further amend clause (a) of section three hundred eight of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," fixing the liability of the Commonwealth for payment of part of the compensation for disability or death from certain occupational diseases.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 777

He also returned to the Senate, Senate Bill No. 777, entitled:

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses, and election contests, creating and defining mem-

bership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," further regulating procedure for rejection of nomination papers and the procedure for nominations and substituted nominations by political bodies.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 859

He also returned to the Senate, Senate Bill No. 859, entitled:

An Act to further amend section four of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry, and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," permitting the use of an automatic mechanically operated device as a means of egress and escape from buildings in cases of fire and panic.

with the information that the House has passed the same without amendments.

RECONSIDERATION OF VOTE BY WHICH SENATE CONCURRED IN HOUSE AMENDMENTS TO SENATE BILL No. 861

Mr. RAHAUSER. Mr. President, the concurring motion was made so quickly on Senate Bill 861 I did not get a chance to see what was in the concurring amendments and I for one wish to vote "no" on the concurrence.

The PRESIDENT. The gentleman from Allegheny will be so recorded.

Mr. LANE. Mr. President, I desire to be recorded as voting "no" on the question of concurrence in amendments to Senate Bill 861.

The PRESIDENT. The vote of the Senator will be recorded.

RECONSIDERATION OF SENATE BILL No. 861

Mr. DENT. Mr. President, I move that the Senate do now reconsider the vote by which the Senate concurred in the amendments made by the House to Senate Bill No. 861, entitled:

An Act to further amend section two hundred thirteen subsection (f) of section four hundred forty-eight subsection (g) of section seven hundred ten and to add subsection (h) to section seven hundred ten of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative de-

partments boards commission and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" authorizing heads of departments to act by deputy as ex-officio members of any board or commission and authorizing the Secretary of Health to act by deputy both as a member and as chairman of the Advisory Health Board to authorize the Pennsylvania State Police to assist the Department of Revenue in the collection of tax on cigarettes and to permit search without warrant for law violations where the duty of enforcement or administration is in the Department of Revenue.

The PRESIDENT. How did the Senator vote?

Mr. DENT. Mr. President, I voted with the majority.

Mr. TARR. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. TARR. Mr. President, I voted with the majority.

The motion was agreed to.

And the question recurring,

Will the Senate concur in the amendments?

Mr. DENT. Mr. President, I desire to state to the Senate the reason I asked for this unusual procedure is because the House re-amended this bill to put into it the objectionable feature that we had fought bitterly on the floor of this Senate, that is, to allow search without warrant. We do not believe that is a principle that we ought to adhere to; we believe that it will cause a great deal of inconvenience and will allow a situation to again exist in this Commonwealth of Pennsylvania that has laid dormant since Cornwallis surrendered at Yorktown.

Search without warrant is the greatest depriver of personal liberties that has ever been known in organized government. There is no legislation or no act of this Commonwealth of Pennsylvania so important that the liberties of the people ought to be violated by any enforcement agent of any kind whatever to the extent of a search without a warrant.

Mr. TALLMAN. Mr. President, this principle that is involved in the amendment in this bill is not a new one. In this Commonwealth we have on our statute books at the present time law which permits the same kind of thing which is provided for in the amendments which are now the subject of discussion in this bill.

The law now provides that there is a similar right of search and seizure, which is given with respect to enforcement of the game laws. There is also in the law today a similar provision with regard to enforcement of the liquor law. It seems to me that these provisions in the existing law fall under two classifications. There is, for instance, a distinction between the kind of search and seizure which is allowed in the enforcement of the fish and game laws and the kind of search and seizure which is allowed in the enforcement of the liquor law.

In the one instance, with regard to the fish and game laws, the right given by the Legislature of search and seizure is the right to search, accompanied by the right of seizure of only the contraband article. In the case of the right given with the enforcement of the liquor law, that right entails a more rigorous one, and there the right of search is given and that right of seizure not only applies against contraband but the vehicle itself. It seems to me this amendment is quite in keeping with what we have done before and it is not a new principle.

The real objection is that it comes with regard to cigarettes and on that score, Mr. President, I want to say that certainly if this Commonwealth is to be able to collect the revenues which it needs in order to carry out those obligations which we here in the Legislature within this session have placed upon it, then certainly we ought in all fairness take the position that we are going to do those things that are necessary to make certain we will get those revenues. We ought not sit here and vote to invite people to avoid the payment of taxes and we ought not vote to permit people to avoid their obligations as Pennsylvanians to pay those necessary obligations of the government which they share in. It seems to me that it would be wrong if we did not do something to prevent those citizens, who have not got a regard for their obligations and their duties as citizens, from violating the law by bringing into this state contraband goods which will deny the Commonwealth the right to revenue which it ought to receive.

Mr. DENT. Mr. President. There is certainly a great deal of difference in the situation as it is outlined by the majority floor leader, because even during the days when this country of ours was in the midst of the noble experiment of prohibition, the courts of the land recognized the domain of a man's home as his own castle and never allowed invasion of his personal and family rights. You must realize that, under this act, any suspicion that a man may have a carton of cigarettes in his home, that he may have picked up in traveling back and forth over the various state lines, is cause for search and seizure.

There are no restrictions as to the house. A man may come there with or without a uniformed policeman, and he may knock upon a person's door and enter, and there is nothing here to stop forcible entry, and I do not believe any pack of cigarettes or carton of cigarettes is worth the breaking down of the principal of a man's home being his castle and the domain where he keeps to the best of his ability the safety of his family.

Article 1, Section 8 of the Constitution reads: "The people shall be secure in their persons, houses, papers and possessions from unreasonable searches and seizures, and no warrant to search any place or to seize any person or things shall issue without describing them as nearly as may be, nor without probable cause, supported by oath or affirmation subscribed to by the affiant."

I want to say to the members of this Senate that when cigarettes become such an object of scrutiny that a man's home is to be violated in search of what may be termed contraband, because this legislature seeks to place upon this particular item an exorbitant tax and makes it valuable as contraband—I do not believe ordinary decent citizens of this Commonwealth are going to violate the tax laws of this Commonwealth to the extent that such

a bill must be placed upon the statute books. We have licensing acts in Pennsylvania and under these very acts the dealers who would be the greatest violators are still violators. This thing reaches out into the homes of the individual citizens.

I personally will say to the members of this Senate I do not believe any of my constituents are going to make a habit of having contraband cigarettes in their homes. As far as making contraband liquor the object of search, I do not believe that the citizens in my district—other than those who do travel and who can well afford and do pay the taxes—keep in their homes any contraband liquor.

Mr. TALLMAN. Mr. President, as I understand the situation, and I merely rise to say this so that the record may be clear, there is no wording in these amendments which would endeavor to give the right of search without a warrant, in a man's home.

I should also like to suggest to the gentleman from Westmoreland that if that were attempted it would undoubtedly be unconstitutional and I suggest to him that in the present form of this amendment the constitutional right which is guaranteed is fully protected.

I should also like to state that the whole purpose of this act, just as is the case with many other similar acts, is to prevent from doing so those people who are going to engage and want to engage in a direct violation of the law, by bootlegging cigarettes into this Commonwealth in quantity, and that is the only purpose and the only reason for the passage of this act.

Mr. BARR. Mr. President, may we be at ease a moment? Several men on our side want to read this bill and see if it says what the majority floor leader says it does.

(The Senate was at ease)

And the question recurring,

Will the Senate concur in the amendments?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 861

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 861.

Mr. WADE. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34

Becker.	Farrell.	Mahany.	Wade.
Berger.	Frazler.	Mallery.	Wagner.
Blass.	Geltz.	Scarlett.	Walker.
Carr.	Hare.	Snowden	Watson.
Chapman.	Heyburn.	Stevenson	Wilson.
Crider.	Homsher.	Tallman	Wolfe.
Crowe.	Kephart.	Taylor.	Wood, L. B.
Doehla.	Letzler.	Tyler.	Wood, T. N.
Donlan.	Lord.		

NAYS—16

Barr.	Holland.	Leader.	Ruth.
Dent.	Jaspan.	Margie.	Stiefel.
DiSilvestro.	Klein.	Rahausen.	Tarr.
Haluska.	Lane.	Rosenfeld.	Woodring.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 361 RETURNED WITH
AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 361, entitled:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of emples to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employees to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employees be the exclusive representatives of all the employees authorizing the board to conduct hearings and elections and certify as to representatives of employees for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of a common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" further defining certain terms declaring certain additional labor practices of employers and employees to be unfair authorizing the Pennsylvania Labor Relations Board to conduct strike votes and votes to return to work by secret ballot and further defining the scope of collective bargaining

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 723 RETURNED WITH
AMENDMENTS

He also returned to the Senate, Senate Bill No. 723, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" providing for modification of the manner in which employer contribution rates are determined establishing the Fund Stabilization Factor in lieu of the Safety Factor and making provision for the application thereof

and providing for further adjustment of employers' contribution rates for the last three quarters of the year one thousand nine hundred and forty-seven.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 742 RETURNED WITH
AMENDMENTS

He also returned to the Senate, Senate Bill No. 742, entitled:

An Act to add a new section to be known as section five hundred twenty-four point one of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered; and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue; and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith," authorizing and limiting the imposition of a tax for school purposes on each resident or inhabitant of any school district of the first class; prescribing the duties of public officials; requiring the filing of returns and the giving of information by employers and those subject to the tax; imposing on employers the duty of collecting the tax at source; making a husband liable for his wife's tax; providing for the lien and collection of the tax; imposing penalties and prescribing inconsistent laws.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 742, entitled:

An Act to add a new section to be known as section five hundred twenty-four point one to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309), entitled, "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered; and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue; and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith," authorizing and limiting the imposition of a tax for school purposes on each resident or inhabitant of any school district of the first class; prescribing the duties of public officials; requiring the filing of returns and the giving of information by employers and those subject to the tax; imposing on employers the duty of collecting the tax at source; making a husband liable for his wife's tax; providing for the lien and collection of the tax; imposing penalties and prescribing inconsistent laws.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 2, lines 3 and 4 of the title, by striking out after the word "on", on line 3, and before the word "of", on line 4, the following: "each resident or inhabitant of any school district" and inserting in lieu

thereof, the following: "certain residents of school districts"; Amend Section 1, page 3, lines 7, 8 and 9, by striking out after the word "the" on line 7, the following: "receiver of school taxes in school districts where this designation is used and the school treasurer in other districts" and inserting in lieu thereof, the following: "school treasurer"; Amend the bill, page 14, by striking out all of lines 11 to 16, inclusive; Amend Section 4, page 14, line 17, by striking out after the word "Section" and before the word "The", the following: "4" and inserting in lieu thereof, the following: "3".

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 742

Mr. TALLMAN. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 742.

Mr. MALLERY. Mr. President, I second the motion. On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Farr,
Becker,	Geitz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.
Doehla,	Lane,	Stiefel,	Wood, T. N.
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 801 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 801, entitled:

An Act to provide for the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employees which cause or threaten to cause strikes lockouts slow-downs or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employees for the enforcement of such public policy and providing penalties

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

The PRESIDENT. The bill will be laid on the table.

SENATE BILL No. 814 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 814, entitled:

An Act to amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," by removing certain restrictions for a limited period of time, as to the licensing of veterans' organizations.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 814, entitled:

An Act to amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," by removing certain restrictions for a limited period of time, as to the licensing of veterans' organizations.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend Section, page 3, line 7, by striking out after the word "nationally" and before the word "by", the following: "chartered" and inserting in lieu thereof, the following: "organized and also recognized"; Amend Section 2, page 3, line 8, by striking out after the word "states" and before the word "or", the following: "congress"; and inserting in lieu thereof, the following: "government"; Amend Section 2, page 3, line 8, by striking out after the word "any" and before the word "thereof", the following: "subsidiary" and inserting in lieu thereof, the following: "agency"; Amend Section 2, page 3, line 9, by striking out all of said line, and inserting in lieu thereof, the following: "or any incorporated home association of such branch post camp or chapter".

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 814

Mr. TALLMAN. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 814.

Mr. WAGNER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geitz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Wal'ner,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 852 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 852, entitled:

An Act to provide revenue for public school purposes in school districts of the first class; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; imposing duties on county assessing authorities, boards of revision of taxes, receivers of school taxes; imposing duties on and providing for compensation to certain county treasurers; and providing penalties.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 852, entitled:

An Act to provide revenue for public school purposes in school districts of the first class; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; imposing duties on county assessing authorities, boards of revision of taxes, receivers of school taxes; imposing duties on and providing for compensation to certain county treasurers; and providing penalties.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, by striking out lines 1 to 7, inclusive, and inserting in lieu thereof, the following: "to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the county assessing authority board of revision of taxes receiver of school taxes board of public education in such districts conferring and imposing powers and duties on and providing for compensation to certain county treasurers and providing penalties"; Amend Section 2, page 4, line 8, by inserting after the word "not" and before the word "more", the following: "less than one (1) nor"; Amend

Section 3, page 10, by inserting between lines 18 and 19, the following: "(2) Such other relevant information as may be required by the Board concerning each of the different classes of property enumerated in section two of this act owned held or in any manner possessed by such resident"; Amend Section 4, page 12, line 16, by striking out after the word "and" and before the word "shall", the following: "assessed" and inserting in lieu thereof, the following: "returned"; Amend Section 5, page 13, line 1, by inserting after the word "discount" and before the word "and", the following: "penalties"; Amend Section 5, page 13, line 1, by striking out after the word "of" and before the word "property", the following: "real" and inserting in lieu thereof, the following: "personal"; Amend Section 5, page 13, line 2, by striking out after the word "to" and before the word "school", the following: "a" and inserting in lieu thereof, the following: "the county or city coextensive with the county in which the"; Amend Section 5, page 13, line 2, by inserting after the word "class" at the end of the line, the following: "levying the tax is located"; Amend Section 6, page 13, lines 9 to 11, by striking out after the word "district" on line 9, and before the word "Such" at the end of line 11, the following: "and for his services as collector shall receive such compensation as the board of public education shall determine The Receiver of School Taxes shall receive no such compensation" and inserting in lieu thereof, the following: "there shall be paid to the county for the services rendered by such county treasurer in collecting the tax an amount to be mutually agreed upon between the county treasurer and the Board of Public Education"; Amend Section 6, page 13, by striking out all of line 13 and inserting in lieu thereof, the following: "as the personal property taxes for county purposes or in cities coextensive with counties for city and county purposes are collected"; Amend Section 7, page 13, line 18, by inserting after the word "of" and before the word "tax", where they appear for the second time, the following: "the"; Amend Section 7, page 13, line 20, by striking out after the word "add", at the end of the line, the following: "fifty per cent (50%)" and inserting in lieu thereof, the following: "twelve per cent (12%)"; Amend Section 7, page 14, line 2, by inserting after the word "notify" and before the word "such", the following: "by mail"; Amend Section 7, page 14, lines 7 and 8, by striking out after the word "board", at the end of line 7, and before the word "may", on line 8, the following: "as the case may be"; Amend Section 7, page 14, line 12, by striking out after the word "the", where it appears for the first time, and before the word "penalty", the following: "fifty per cent (50%)" and inserting in lieu thereof, the following: "twelve per cent (12%)"; Amend Section 8, page 15, lines 5 to 9, by striking out after the word "paid" on line 5, the remainder of said line and all of lines 6 to 9, inclusive; Amend Section 10, page 17, lines 11 and 12, by striking out after the word "inventory" on line 11, and before the word "which", on line 12, the following: "or affidavit" and inserting in lieu thereof, the following: "and appraisal"; Amend Section 10, page 17, lines 15, 16 and 17, by striking out after the word "as" on line 15, and before the word "Such" on line 17, the following: "heretofore provided in this act and whose duty it shall then be to proceed to assess the taxes due from such decedent" and

inserting in lieu thereof, the following: "provided in this act"; Amend Section 10, page 18, lines 5, 6 and 7, by striking out after the word "act" in line 5, the remainder of line 5, and all of lines 6 and 7, and inserting in lieu thereof, the following: "the school district levying the tax"; Amend Section 11, page 18, line 12, by inserting after the word "Witnesses" and before the word "The", the following: "rules and regulations (a)"; Amend Section 11, page 19, line 4, by inserting after the word "property", the following: "in the event of the refusal of any taxpayer to permit the examination of his books and records or upon his refusal to appear before the board or to testify or in the event of his refusal to produce books papers and records which the board has directed to be produced the board may have recourse to the court of common pleas of said county which court shall upon cause shown direct the attendance of witnesses and the production of such books papers and records

(b) The board is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of the taxes penalties and interest imposed by this act

(c) The powers conferred by this act upon the board relating to the administration and enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the said board by law; Amend Section 12, page 19, line 8, by striking out after the word "for" and before the word "and", the following: "1948" and inserting in lieu thereof, the following: "one thousand nine hundred forty-eight"; Amend Section 12, page 19, line 12, by inserting after the word "of", and before the word "Taxes", the following: "school"; Amend Section 12, page 19, line 13, by inserting after the word "of", and before the word "Taxes", the following: "school"; Amend Section 12, page 19, lines 14 and 15, by striking out after the word "located" on line 14, and before the word "valuation" on line 15, the following: "a properly certified duplicate of the then existing adjusted" and inserting in lieu thereof the following: "an estimate of the total"; Amend the bill, page 19, by inserting between lines 16 and 17, the following: "Section 13 Interest tax liens and claims (a) the tax imposed by this act shall bear interest at the rate of six per cent per annum until paid (b) the school district levying the tax may at any time transmit to the prothonotary of the county in which the school district levying the tax is located a certified record of taxes imposed under this act and the penalties and interest thereon the records so transmitted shall contain the name of the taxpayer his address if known amount of tax penalty and interest due and the year during which said tax was payable and it shall be the duty of the prothonotary to enter and docket the same of record in the prothonotary's office in a docket which shall be designated "Personal Property Tax Lien Docket" and such tax lien shall be indexed as judgments are now indexed and shall be combined with liens arising from county or in cities coextensive with counties city and county personal property taxes in no event shall the prothonotary be entitled to duplicate fees all taxes imposed under this act together with penalties and interest thereon shall be a lien on the real estate of the taxpayer within

the county until paid after the same shall have been entered and docketed of record by the prothonotary all such liens shall have priority to and be fully paid and satisfied out of the proceeds of any judicial sale of said real estate before any other obligation judgment claim lien or estate with which the said real estate may become charged or for which it may become liable save and except only the costs of the sale and of the writ upon which it is made and the real estate taxes imposed or assessed upon said property the lien of said tax shall continue for a period of five years from the date of entry and may be revived and continued in the manner now or hereafter provided for revival of judgments and it shall be lawful for a writ of scire facias to issue and be prosecuted to judgment in the manner in which such writs are now ordinarily employed

(c) Claims for taxes due under this act may be collected by action in assumpsit brought by the school district levying the tax against the taxpayer or may be presented at the audit of any estate in the Orphans' Court; Amend Section 13, page 19, line 17, by striking out after the word "section" and before the word "Penalties", the following: "13" and inserting in lieu thereof, the following: "14"; Amend Section 13, page 20, lines 2 and 3, by striking out after the word "by" on line 2 and before the word "this" on line 3, the following: "the first section of"; Amend Section 13, page 20, line 12, by striking out after the word "person" and before the word "who", the following: "or officer"; Amend Section 13, page 20, by inserting between lines 16 and 17, the following: (d) any person who wilfully fails or refuses to file any return required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than one thousand dollars (\$1000) or to undergo imprisonment for not more than one (1) year or both

(e) As used in this section the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof"; Amend Section 14, page 20, line 17, by striking out after the word "Section" and before the word "Repeal", the following: "14" and inserting in lieu thereof, the following: "15"; Amend Section 15, page 20, line 19, by striking out after the word "Section" and before the word "The", the following: "15" and inserting in lieu thereof, the following: "16"

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 852

Mr. TALLMAN. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 852.

Mr. MALLERY. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geltz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margie.	Wade.
Carr.	Heyburn.	Rahauser.	Wagner.

Chapman.
Crider.
Crowe.
Dent.
DiSilvestro.
Doehla.
Dorlan.
Farrell.

Holland.
Homsher.
Jaspan.
Kephart.
Klein.
Lane.
Leader.
Letzler.

Rosenfeld.
Ruth.
Scarlett.
Snowden.
Stevenson.
Stiefel.
Tallman.

Walker.
Watson.
Wilson.
Wolfe.
Wood, L. H.
Wood, T. N.
Woodring.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 869 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 869, entitled:

An Act to provide revenue for school districts of the first class by imposing a mercantile license tax on persons engaging in certain occupations and business therein and providing for its collection providing for the issuance of mercantile licenses upon the payment of fees therefor imposing powers and duties on Boards of Public Education Receiver of School taxes School Treasurer and School Controller in such district and providing penalties.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 869, entitled:

An Act to provide revenue for school districts of the first class by imposing a mercantile license tax on persons engaging in certain occupations and business therein and providing for its collection providing for the issuance of mercantile licenses upon the payment of fees therefor imposing powers and duties on Boards of Public Education Receiver of School taxes School Treasurer and School Controller in such district and providing penalties.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 3 of the title, by striking out after the word "and" and before the word "therein", the following: "business" and inserting in lieu thereof, the following: "businesses"; Amend the title, page 1, line 5 of the title, by inserting after the word "therefor" and before the word "imposing", the following: "conferring and"; Amend the title, page 1, line 6 of the title, by inserting after the word "Taxes" and before the word "School", the following: "and"; Amend the title, page 1, line 7 of the title, by striking out after the part-word "urer" and before the word "in", the following: "and School Controller"; Amend Section 1, page 2, line 3, by striking out at the beginning of the line, and before the word "the", the following: "where" and inserting in lieu thereof, the following: "unless"; Amend Section 1, page 3, by inserting before line 1, the following: "(4a) The above terms shall not include nonprofit corporations or associa-

tions organized for religious charitable or educational purposes"; Amend Section 1, page 3, by striking out all of lines 14, 15 and 16, and inserting in lieu thereof, the following: "any exhibition amusement performance or contest conducted by a nonprofit corporation or association organized for religious charitable or educational purposes"; Amend Section 1, page 3, by inserting after line 20, the following: "(9) 'Collector' shall mean the receiver of school taxes or in a school district of the first class in which there is no such receiver of school taxes the school treasurer"; Amend Section 3, page 4, line 17, by inserting after the word "license" and before the word "from", the following: "for his place of business or if more than one for each such place of business"; Amend Section 3, page 4, line 19, by inserting after the following "(\$2)" and before the word "for", the following: "for a wholesale license or a retail license and four dollars (\$4) for a wholesale and retail license for his place of business or if more than one for each such place of business"; Amend Section 3, page 5, line 1, by striking out after the word "at" and before the word "place", the following: "the" and inserting in lieu thereof, the following: "such"; Amend Section 3, page 5, line 1, by inserting after the word "business" and before the word "of", the following: "or each of such places of business"; Amend Section 5, pages 5 and 6, by striking out all of said section and inserting in lieu thereof the following:

Section 5 Computation of annual gross receipts

(a) Every person subject to the payment of the tax hereby imposed who has commenced his business at least one (1) full year prior to the beginning of any tax year shall compute his annual gross receipts upon the actual gross receipts received by him during the preceding calendar year.

(b) Every person subject to the payment of the tax hereby imposed who has commenced his business less than one (1) full year prior to the tax year one thousand nine hundred forty-eight for the tax year one thousand nine hundred forty-eight or who has commenced his business subsequent to the beginning of any tax year for such tax year and the succeeding tax year shall compute his annual gross receipts upon the actual gross receipts received by him during the first month of his engaging in such business multiplied by the number of months of the current tax year remaining or multiplied by twelve (12) for the first full tax year he engages in business as the case may be

(c) Every person subject to the payment of the tax hereby imposed who engages in a business temporary seasonal or intinerant by its nature shall compute his annual gross receipts upon the actual gross receipts received by him during such period

Amend Section 6, pages 6, 7 and 8, by striking out all of said section and inserting in lieu thereof, the following: "Section 6 Returns

(a) Every return shall be made upon a form furnished by the collector every person making a return shall certify the correctness thereof by affidavit

(b) Every person subject to the tax imposed by this act who has commenced his business at least one (1) full year prior to the beginning of any tax year shall on or before the fifteenth day of March one thousand nine hundred forty-eight and annually thereafter file with the

collector a return setting forth his name his business and business address and such other information as may be necessary in arriving at the actual gross receipts received by him during the preceding calendar year and the amount of the tax due

(c) Every person subject to the tax imposed by this act who has commenced his business less than one (1) full year prior to the beginning of the tax year one thousand nine hundred forty-eight shall on or before the fifteenth day of March one thousand nine hundred forty-eight file with the collector a return setting forth his name his business business address and such other information as may be necessary in arriving at the actual gross receipts received by him during his first month of business and the amount of the tax due

(d) Every person subject to the tax imposed by this act who commences business subsequent to the beginning of any tax year shall within forty (40) days from the date of commencing such business and or or before the fifteenth day of March of the succeeding tax year file a return with the collector setting forth his name his business and business address and such information as may be necessary in arriving at the actual gross receipts received by him during his first month of business and the amount of the tax due

(e) Every person subject to the payment of the tax imposed by this act who engages in a business temporary seasonal or intinerant by its nature shall within seven (7) days from the day he completes such business file a return with the collector setting forth his name his business and business address and such information as may be necessary in arriving at the actual gross receipts received by him during such period and the amount of the tax due; Amend Section 7, pages 8 and 9, by striking out all of said section and inserting in lieu thereof, the following: "Section 7 Payment at the time of filing the return the person making the same shall pay the amount of tax shown as due thereon to the collector"; Amend Section 8, pages 9 and 10, by striking out all of said section and inserting in lieu thereof, the following: "Section 8 Powers and duties of collector

(a) It shall be the duty of the collector to collect and receive the taxes fines and penalties imposed by this act for payment over to the school treasurer where such school treasurer is not the collector as in the case of other school taxes collected it shall also be his duty to keep a record showing the amount received by him from each person paying the tax and the date of such receipt

(b) The collector is hereby charged with the enforcement of the provisions of this act and is hereby empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this act including provisions for the re-examination and correction of returns and payments alleged or found to be incorrect or as to which an overpayment is claimed or found to have occurred any person aggrieved by any decision of the collector shall have the right of appeal to the court of common pleas as in other cases provided

(c) The collector is hereby authorized to examine the books papers and records of any taxpayer or supposed taxpayer in order to verify the accuracy of any return made or if no return was made to ascertain the tax imposed every

such taxpayer or supposed taxpayer is hereby directed and required to give to the collector the means facilities and opportunity for such examinations and investigations as are hereby authorized the collector is hereby authorized to examine any person connected with any business concerning any gross receipts which was or should have been returned for taxation and to this end may compel the production of books papers and records and the attendance of all persons before him whether as parties or witnesses whom he believes to have knowledge of such gross receipts;

Amend Section 9, pages 10 and 11, by striking out all of said section and inserting in lieu thereof, the following: "Section 9 Suit on Collection Penalty

(a) It shall be the duty of the collector to sue for the recovery of all taxes due him not paid when due such suits shall be begun within sixty (60) days after such taxes become due

(b) If for any reason the tax is not paid when due in each year interest at the rate of six per centum (6%) per annum on the amount of said tax and an additional penalty of one per centum (1%) of the amount of the unpaid tax for each month or fraction thereof during which the tax remains unpaid shall be added and collected by the collector where suit is brought for the recovery of any such tax the person shall be liable for and it shall be the duty of the collector to collect in addition to the tax assessed against such person the costs of such collection and the interest and penalties herein imposed";

Amend Section 10, page 11, by striking out all of said section and inserting in lieu thereof, the following: "Section 10 Penalties

(a) Whoever wilfully makes any false or untrue statement on his return shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than two thousand dollars (\$2000) or to undergo imprisonment for not more than one (1) year or both

(b) Whoever wilfully fails or refuses to appear before the collector in person with his books records or accounts for examination when required under the provisions of this act to do so or who wilfully refuses to permit inspection of the books records or accounts of any business in his custody or control when the right to make such inspection by the collector is requested shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(c) Whoever wilfully fails or refuses to file a return required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(d) Whoever being required under the provisions of this act to procure a mercantile license and fails to do so shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars, (\$500) or to undergo imprisonment for not more than six (6) months or both

(e) Whoever being required under the provisions of this act to keep his license posted on the premises of his business and fails to do so shall upon summary conviction

thereof pay a fine of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100) and costs of prosecution or in default of payment thereof shall undergo imprisonment for not more than thirty (30) days

Amend Section 11, pages 11 and 12, by striking out all of said section and inserting in lieu thereof, the following: "Section 11 Employes Compensation Upon the recommendation of the collector the Board of Public Education shall appoint and fix the salaries of such assistants and employes as may be necessary to aid such collector in the proper administration of this act";

Amend Section 12, pages 12 and 13, by striking out all of said section and inserting in lieu thereof, the following: "Section 12 Saving Clause

(a) Nothing contained in this act shall be construed to empower any school district of the first class to levy and collect the taxes hereby imposed on any person or on any business or any portion of any business not within the taxing power of this Commonwealth under the Constitution of the United States

(b) If the tax or any portion of the tax imposed upon any person or business or upon any portion of a business under the provisions of this act shall be held by any court of competent jurisdiction to be in violation of the Constitution of the United States or of the Commonwealth of Pennsylvania the decision of the court shall not affect or impair the right to impose such taxes or the validity of taxes so imposed upon other persons or businesses or portions thereof as herein provided it is the intent of the General Assembly that the taxes so held to be unconstitutional were not to be imposed but that the remainder of said taxes imposed hereunder were to be imposed and collected";

Amend Section 13, page 13, by striking out all of said section and inserting in lieu thereof, the following: "Section 13 Repeal all acts or parts of acts inconsistent herewith are hereby repealed";

Amend Section 14, pages 13 and 14, by striking out all of said section and inserting in lieu thereof, the following: "Section 14 Effective Date The provisions of this act shall become effective immediately upon final enactment and shall remain in effect until and including the thirty-first day of December one thousand nine hundred forty-nine";

Amend Section 15, page 14, by striking out all of said section; amend Section 16, page 14, by striking out all of said section; amend Section 17, page 14, by striking out all of said section; amend Section 18, page 14, by striking out all of said section.

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 869

Mr. TALLMAN. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 869.

Mr. LETZLER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geltz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margie.	Wade.
Carr.	Heyburn.	Rahausen.	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson.
Dent.	Kephart.	Snowden.	Wolfe.
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.,
Doehla.	Lane.	Stiefel	Wood, T. N.,
Donlan.	Leader.	Tallman	Woodring.
Farrell.	Letzler.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 713 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 713, returned from the House with amendments.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 713, entitled,

An Act creating a commission to make a thorough study of the tax laws of the Commonwealth and of other states and countries in order to ascertain ways and means of financing the Commonwealth upon a more scientific and equitable basis providing for its appointment authorizing the employment of necessary assistants prescribing the powers and duties of the commission and making an appropriation

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by striking out at the beginning of the line, before the word "to," the following: "Creating a commission" and inserting in lieu thereof the following: "Authorizing the joint state government commission;" Amend the title, page 1, line 5, by striking out after the word "for" and before the word "appointment," the following; "its" and inserting in lieu thereof the following: "the;" Amend the title, page 1, line 5, by inserting after the word "appointment" and before the word "authorizing," the following: "of a tax study committee;" Amend the title, page 1, lines 7, 8 and 9, by striking out after the word "the," on line 7, and before the word "and," on line 9, the following: "commission providing for cooperation with and by the joint state government commission" and inserting in lieu thereof the following: "committee;" Amend Section 1, page 2, line 13, by striking out after "Section 1 A," and before the word "to," the following: "commission" and inserting in lieu thereof the following: "committee;" Amend Section 1, page 2, line 13, by striking out after the word "the" and before the word "Tax," the following: "State;" Amend Section 1, page 2, line 13, by striking out after the word "Tax" at the end of the line, the following: "Commission" and inserting in lieu thereof the following: "Study Committee;" Amend

Section 1, page 2, line 14, by striking out after the word "hereby" and before the word "consisting," the following: "created" and inserting in lieu thereof the following: "authorized under the joint State government commission;" Amend Section 1, page 3, lines 3 and 4, by striking out all of line 3, and the part-word "tion" before the word "in," on line 4; Amend Section 1, page 3, lines 7 to 19, by striking out after the word "Commonwealth" on line 7, the remainder of the line, and all of lines 8 to 19, inclusive; Amend Section 1, page 4, line 1, by striking out at the beginning of the line and before the word "The," the following: "sion for its approval;" Amend Section 1, page 4, line 1, by striking out after the word "the" and before the word "shall," the following: "commission" and inserting in lieu thereof the following: "Committee;" Amend Section 2, page 4, line 5, by striking out after the word "the" and before the word "is," the following: "commission" and inserting in lieu thereof the following: "Committee;" Amend Section 3, page 4, by striking out all of lines 8 to 20, inclusive; Amend Section 4, page 5, line 1, by striking out after the word "Section" and before the word "Vacancies," the following: "4" and inserting in lieu thereof the following: "3;" Amend Section 4, page 5, lines 1 and 2, by striking out after the word "membership" on line 1, and before the word "shall" on line 2, the following: "other than the Chairman of the Commission;" Amend Section 4, page 5, lines 3, 4 and 5, by striking out after the word "vacated" on line 3, the remainder of said line, and all of lines 4 and 5; Amend Section 5, page 5, line 6, by striking out after the word "Section" and before the word "The," the following: "5" and inserting in lieu thereof the following: "4;" Amend Section 5, page 5, line 6, by inserting after the word "The" and before the word "commission," the following: "tax study committee shall report its findings and recommendations to the joint State government commission and the;" Amend Section 6, page 5, line 11, by striking out after the word "Section" and before the word "The," the following: "6" and inserting in lieu thereof the following: "5;" Amend Section 6, page 5, line 13, by striking out after the word "of" and before the word "members," the following: "its" and inserting in lieu thereof the following: "the;" Amend Section 6, page 5, line 13, by inserting after the word "members" and before the word "and," the following: "of said tax study committee;" Amend Section 6, page 5, line 16, by inserting after the word "necessary" and before the word "for," the following: "to be paid on warrants of the Auditor General in favor of the chairman of the commission on presentation of his requisition for the same;" Amend Section 6, page 5, line 16, by inserting after the word "commission" at the end of the line, the following: "in connection with said tax study."

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 713

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 713.

Mr. SCARLETT. Mr. President, I second the motion. On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier.	Lord,	Tarr,
Becker,	Geltz	Mahany.	Taylor,
Berger.	Haluska	Mallery.	Tyler.
Blass,	Hare,	Margle,	Wade,
Carr,	Heyburn	Rahauser.	Wagner,
Chapman.	Holland	Rosenfeld.	Walker,
Crider,	Homsher	Ruth,	Watson,
Crowe,	Jaspan	Scarlett,	Willson,
Dent,	Kephart.	Snowden,	Wolfe
DiSilvestro,	Klein,	Stevenson,	Wood, L. R.
Doehla,	Lane,	Stiefel,	Wood, T. N.
Donlan,	Leader,	Tallman.	Woodring.
Farrell,	Letzler.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE SENATE BILL No. 498

Mr. GELTZ. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 498, entitled:

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 717

Mr. STEVENSON. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 717, entitled:

An Act making an appropriation to the Department of Public Instruction for use at the State Teachers' Colleges for payment of the costs of repairs alterations replacements and improvements to existing plant facilities and equipment for the purchase or replacement of equipment furnishings and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 502

Mr. SNOWDEN. Mr. President, I submit the report of the Committee of Conference on House Bill No. 502, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of the Maternity Hospital, Philadelphia, Pennsylvania.

The PRESIDENT. The report will lie over for printing under the rules.

CALENDAR

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 588, as follows:

An Act to further amend section one thousand four hundred eighteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring the furnishing of free transportation or board and lodging in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand four hundred eighteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the acts approved the thirteenth day of May one thousand nine hundred thirty-seven (P. L. 605) the first day of July one thousand nine hundred thirty-seven (P. L. 2583) and the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 786) is hereby further amended to read as follows

Section 1418 (a) In case there is no public school in session within two miles by the nearest public highway of the residence of any child such child shall be exempt from the provisions of this act relating to compulsory attendance unless proper free transportation be furnished to such child to and from school If proper free transportation is furnished to any such child of compulsory school age to and from school the Commonwealth shall reimburse any school district of the fourth class or any school district of the third class which is located wholly within the boundary lines of a township furnishing such transportation in the same manner and amounts as provided for in this act for transportation of pupils from closed schools In all school districts under the direction of a county superintendent all transportation routes to be used after the first day of July one thousand nine hundred and thirty-eight shall be established with the advice and assistance of the county board of school directors In any case where after such date two or more such districts jointly use the same transportation facilities the cost of such transportation shall subject to the approval of the State Council of Education be apportioned among such districts by the county board of school directors

(b) After the first day of July one thousand nine hundred forty-nine in case there is no public school with the proper grades in session within two miles by the shortest public highway of the residence of any child in a school district of the fourth class or in a township which is a school district of the third class such child shall be furnished proper transportation at the expense of the school district to and from a school with the proper grades

(c) When it is not feasible to provide such transportation the board of school directors may in lieu thereof with the approval of the Department of Public Instruction pay for suitable board and lodging for any such child Provided That in no case shall the State's share of the cost exceed one dollar (\$1) per day per pupil for the actual number of days such pupil is in attendance at school not exceeding five days in any one week

(d) It shall be unlawful for any driver or owner of a vehicle transporting pupils under a contract with a school district or for any member of or board of school directors to demand request or accept any compensation for transporting pupils other than the compensation stipulated in

the contract filed with and approved by the Department of Public Instruction

which was returned from the House of Representatives with amendments.

Said amendments having been twice read, and printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 588

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 588.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 195

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 195, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 195, entitled: "An act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties,"

Respectfully submit the following bill as our report:

JACOB W. CARR,
JAMES S. BERGER,
(Committee on the Part of the Senate.)

JEANETTE M. DYE,
CHARLES H. BRUNNER, Jr.,
(Committee on the part of the House of Representatives.)

An Act prohibiting discrimination in rate of pay because of sex conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions (a) The term "employee" as used

in this act shall mean any person employed for hire in any lawful business industry trade or profession or in any other lawful enterprise

(b) "Employer" includes any person natural or artificial acting directly or indirectly in the interest of any employer in relations with an employee

(c) "Employ" shall mean to engage suffer or permit to work

(d) "Occupation" shall mean any industry trade business profession or any other employment

(e) "Comparable work" shall mean work of comparable character or work on comparable operations

(f) "Secretary" shall mean Secretary of Labor and Industry

Section 2 Wage Rates No employer shall discriminate in any way in the payment of wages or salaries in any occupation as between the sexes or pay any female in his employ in any occupation salary or wage rates less than the rates paid to male employees for comparable work

Provided however that nothing herein contained shall prohibit a variation in salary or wage rates based upon either difference in seniority experience training skill or ability or difference in duties and services performed or difference in the shift or time of the day worked or any other reasonable differentiation except differences in sex

Section 3 Powers of Secretary (a) The secretary shall have the power and it shall be his duty to carry out and administer the provisions of this act

(b) For this purpose the secretary or his authorized representatives shall have the power to enter the establishment of any employer to inspect and copy payrolls and other employment records to compare character of work and operations on which persons employed by him are engaged to question such persons and to obtain such other information as is reasonably necessary to the administration and enforcement of this act

(c) The secretary shall have the power to issue such administrative regulations consistent with the purpose and provisions of this act as he deems necessary for the efficient administration thereof

Section 4 Collection of Unpaid Wages (a) An employer who violates the provisions of section two of this act shall be liable to the employee or employees affected in the amount of their unpaid wages Action to recover such wages may be maintained in any court of competent jurisdiction by any one or more employees Any agreement between the employer and an employee to work for less than the wage to which such employee is entitled under this act shall be no defense to such action The court in such action shall in addition to any wages and damages allow a reasonable attorneys' fee and costs of the action to the plaintiff At the request of any employee paid less than the wage to which she is entitled under this act the Secretary of Labor and Industry may take an assignment of such wage claim for collection and shall bring any legal action necessary to collect such claim The secretary shall not be required to pay the filing fee or other costs in connection with such action

(b) Any action pursuant to the provisions of this act must be brought within three years from the date upon which the violation complained of occurs

(c) Any employee may directly or through his attorney agent or collective bargaining representative waive compromise adjust settle or release any claim which such employee may have under this act either before or after commencement of suit thereon and a waiver compromise adjustment settlement or release of any such claim by such employee or his attorney agent or collective bargaining representative shall be a complete satisfaction of such claim and a complete bar to any action based on such claim

Section 5 Records and Reporting Every employer subject to this act shall make keep and maintain such records of the wages and wage rates job classifications and other terms and conditions of employment of the persons employed by him and shall preserve such records for a period of four years and shall make such reports therefrom as the secretary shall prescribe

Section 6 Abstracts The Department of Labor and Industry shall prepare an abstract of the provisions of this act copies of the abstract shall be printed in accordance with the laws of the Commonwealth regulating printing and publishing and the Department of Labor and Industry shall supply the same to all persons required to post them Employers subject to the provisions of this act shall be required to keep such abstract posted in a conspicuous place

Section 7 Penalties (a) Any employer who violates any provisions of this act or who discharges or in any other manner discriminates against any employee because such employee has made any complaint to her employer the secretary or any other person or instituted or caused to be instituted any proceeding under or related to this act or has testified or is about to testify in any such proceedings shall be guilty of a misdemeanor and upon conviction thereof be sentenced to pay a fine of not less than fifty dollars (\$50) nor more than two hundred dollars (\$200) or to undergo imprisonment for not less than thirty (30) days nor more than sixty (60) days or by both such fine and imprisonment Each day such a violation continues shall constitute a separate offense

(b) Any employer who fails to keep the records required under this act or to furnish such records to the secretary upon request or who falsifies such records or who hinders delays or otherwise interferes with the secretary or his authorized representatives in the performance of his duties in the enforcement of this act or refuses such official entry into any establishment which he is authorized by this act to inspect shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty dollars (\$50) nor more than two hundred dollars (\$200) Each day such a violation continues shall constitute a separate offense

Section 8 Effective Date This act shall become effective six months after the date of its final enactment

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 195.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. HOLLAND. Mr. President, I have served on this conference committee and do not agree with the report. In other words, this bill, even now, as written in the second conference report, is not a bill for equal pay for equal work, regardless of sex. It could be very easily understood if it were just a bill providing equal pay for an equal work period.

Equal pay for equal work, regardless of sex, is fair and easily understood.

To make the application of this theory contingent upon any other consideration, is to provide the opportunity for circumvention of the intent of the theory that equal pay for equal work should prevail.

Skill is relative and subject to all forms of interpretation. If the employer can decide that equal pay only applies where equal skill prevails, it puts into the hands of the employer the right to negate the intent of equal pay for equal work by merely declaring that a difference in skill prevails.

An employer could even say that because a worker possesses less skill than another—even though said skill

is not required in the specific job being performed—he is to receive less pay than the other worker.

To say equal pay for equal work, regardless of sex, shall prevail and then to modify this by saying that variations in pay can prevail, based upon either difference in seniority, experience, training skill or ability, or any other reasonable differentiation, is to completely negate the intent of this act.

A more perfect way to legally provide means to circumvent and pervert the intent of the principle of equal pay for equal work, regardless of sex, could hardly be devised.

As the bill now stands it is not a bill for equal pay for equal work, regardless of sex. It is so written that it is simply a subterfuge, but it fails, just as I said here before about House Bill 417, being a bill of which the number was given to a lot of people and therefore if the bill passed they thought it would be the same as when it was first introduced.

The same thing holds true with respect to House Bill 95. As now written this bill is not satisfactory to the sponsors of the bill, the women who wrote the bill. I called them, Mr. President, and they informed me that the bill does not provide equal pay for equal work regardless of sex, as it now stands.

The amendment as passed completely defeats the purposes of the bill and I ask those who are interested in fairness to vote against the conference report.

Mr. CARR. Mr. President, I call attention to the fact that the name of the sponsor appears as one of the signers of the conference committee report, indicating her approval of the bill as it now stands.

Mr. HOLLAND. I want to correct the gentleman from Butler. Mrs. Dye presented this bill for a group of women, and the women who wrote this bill say that the bill as it now exists is not the bill that they originally had. In other words, this now is an illegitimate child of the people who started the movement to get equal pay for equal work regardless of sex.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34

Becker,	Farrell	Manany.	Wade
Berger.	Frazier,	Mallery.	Wagner.
Blase,	Geitz,	Scarlett.	Walker
Carr,	Hare,	Snowden.	Watson,
Chapman.	Heyburn.	Stevenson.	Wilson.
Crider	Hornsher	Tallman	Wolfe,
Crowe,	Kephart.	Taylor,	Wood, L. H.
Doehla,	Letzler	Tyler,	Wood, T. N.
Donlan,	Lord,		

NAYS—16

Barr.	Holland.	Leader.	Ruth.
Dent.	Jaapan	Margie.	Stiefel
DISilvestro.	Klein.	Rahauser,	Tarr.
Haluska	Lane.	Rosenfeld.	Woodring

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 218

The Senate proceeded to the consideration of the report

of Committee of Conference on Senate Bill No. 218, as follows:

To the Members of the Senate and House of Representatives

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 218, entitled "An act to further amend the first paragraph of section nine hundred seventy-six of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled 'An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto, and repealing certain acts and parts of acts relating to election,' by further providing procedure for rejection of nomination petitions, papers or certificates."

Respectfully submit the following bill as our report:

LOUIS H. FARRELL,
A. EVANS KEPHART,

(Committee on the Part of the Senate.)

CHARLES C. SMITH,
FRANK A. COSTA,

(Committee on the Part of the House of Representatives.)

An Act to further amend the first paragraph of section nine hundred seventy-six of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by further providing procedures for rejection of nomination petitions papers or certificates

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The first paragraph of section nine hundred seventy-six of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" as amended by the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 526) is hereby further amended to read as follows

Section 976 Examination of Nomination Petitions Certificates and Papers Return of Rejected Nomination Petitions Certificates and Papers When any nomination petition nomination certificate or nomination paper is presented in the office of the Secretary of the Commonwealth or of any county board of elections for filing within the period limited by this act it shall be the duty of the said officer or board to examine the same No nomination petition nomination paper or nomination certificate shall be permitted to be filed if (a) it contains material errors or defects apparent on the face thereof or on the face of the appended or accompanying affidavits or (b) it contains material alterations made after signing without the con-

sent of the signers or (c) it does not contain a sufficient number of [genuine] signatures as required by law provided however that the Secretary of the Commonwealth or the county board of elections although not hereby required so to do may question the genuineness of any signature or signatures appearing thereon and if he or it shall thereupon find that any such signature or signatures are not genuine such signature or signatures shall be disregarded in determining whether the nomination petition nomination paper or nomination certificate contains a sufficient number of signatures as required by law or (d) in the case of nomination petitions if nomination petitions have been filed for printing the name of the same person for the same office except the office of judge of a court of record upon the official ballot of more than one political party or (e) in the case of nomination papers if the candidate named therein has filed a nomination petition for the same office for the ensuing primary or has been nominated for the same office by nomination papers previously filed or (f) if the nomination petitions or papers are not accompanied by the filing fee or certified check required for said office or (g) in the case of nomination papers the appellation set forth therein is identical with or deceptively similar to the words used by any existing party or by any political body which has already filed nomination papers for the same office or if the appellation set forth therein contains part of the name or an abbreviation of the name or part of the name of an existing political party or of a political body which has already filed nomination papers for the same office The invalidity of any sheet of a nomination petition or nomination paper shall not affect the validity of such petition or paper if a sufficient petition or paper remains after eliminating such invalid sheet The action of said officer or board in refusing to receive and file any such nomination petition certificate or paper may be reviewed by the court of common pleas of the proper county upon an application for a writ of mandamus to compel its reception as of the date when it was presented to the office of such officer or board Provided however That said officer or board shall be entitled to a reasonable time in which to examine any petitions certificates or papers and to summon and interrogate the candidates named therein or the persons presenting said petitions certificates or papers and his or their retention of same for the purpose of making such examination or interrogation shall not be construed as an acceptance or filing

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 218.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. JASPAN. Mr. President, I have to seriously object to concurrence in this particular committee report. If you read this amendment very closely on page 5, Senate Bill 218, and the report of the Committee on Conference, you will read—first let me say the right to vote, Mr. President, to me means a very important right, it is a sacred right, our very government depends on the right to vote, and when one attempts to interfere with it he is committing treason, in my mind, because without the right to vote, without our representative form of government we would have more or less dictatorship.

I see in this bill a joker of the worst form and I will now read it to you, this pertains to nomination petitions as filed with either the elections bureau in any particular county or with the Secretary of the Commonwealth. Whenever petitions are filed under this bill it is not necessary for the elections bureau of any particular county or the state to examine into the genuineness of the signatures.

I will say I very seldom wax politic on the floor—I try to discuss the issue—but, however, this is strictly a political bill, as framed and prepared by the attorney for the Republican City Committee of Philadelphia. He has misstated the facts to me, not on one occasion but on many other occasions, and this very same attorney, who today represents the soda pop people, represents the Republican City Committee of Philadelphia, to fight this bill, and they have succeeded in some measure, and I know whereof I speak. This man is in this particular room now and he prepared this particular amendment. He also prepared Senate Bill 284 and presented it to one of our honorable Senators. They saw fit to change it so that the Registration Commission would have to compare signatures, between the voter's card and the registration card. However, they did finally manage to put through Senate Bill 219 which sets up two division leaders in every particular division as a unit rather than going to the courts. God pity the Commonwealth when we have such things existing in the state of Pennsylvania.

Coming back to this bill, with respect to the filing of nomination petitions it says, "Provided however that the Secretary of the Commonwealth or the County Board of Elections, although not hereby required so to do, may question the genuineness of any signature or signatures appearing thereon and if he or it shall thereupon find that any such signature or signatures are not genuine, such signature or signatures shall be disregarded in determining whether the nomination petition, nomination paper or nomination certificate contains a sufficient number of signatures as required by law."

What does that mean? It brings back to my memory the case of the American Labor Party—I think that particular case is very clear in our minds—when a certain group can act to organize and obtain thousands of signatures, most of them false—one of the men was convicted, the other was found not guilty by a jury in the city of Philadelphia, of preparing a false and fake nomination petition to combat the Democratic party. To me it does not make any difference whether it be done against the Democratic party or the Republican party, but if we are to have nominations let us be honest about them. After all, what is the purpose of the elections bureau? We have the County Commissioner's office or the Secretary of the Commonwealth's office and he has five days within which to examine signatures. When this bill was originally presented to us it said permissive, it was not compulsory. That means what—those he does not like he may discard; those he does like he can ignore.

Why can he not do the work within five days? Is there not enough help? If not, give it to him.

There is only one thought in mind in seeking this amendment to the election code—to cheat, steal, and commit fraud on an unsuspecting public, and in doing that we defeat the very purpose of our right to vote, the right of franchise, which is an important right. And I say to

you, Mr. President and gentlemen of the Senate, this particular matter was the subject of considerable controversy a few weeks ago. I feel very keenly about it. He who attempts to destroy the right to vote or interfere with the right of the ballot is not an American. Say what you will, we can condemn subversive groups, particularly the communists, but we in our own group are ready to say, because we do not have enough help, go ahead, gentlemen, file your petitions, you do not have to examine them, that is perfectly all right. The Democratic party is the minority but it may be the Republican party tomorrow that may be in the minority—that does not make any difference—but it is very important when any man is running for office, whether you run for office or I run for office or any other man, whether the office be the presidency of the United States.

Will you please excuse me, Mr. Heyburn, with your tricks; you are not kidding anybody here; you want the same attention as I ask and I am entitled to have it and that is all I ask. You are kidding about everything; cut it out if you know what is good for you. This is a very important matter. You heard what I said. I expect order here, Mr. President. I think the Senator from Delaware County owes it to everyone here, particularly in view of the fact that he may be a candidate for Governor—at least he hopes to be—three and a half years from now.

The PRESIDENT. The Senate will be in order; the gentleman from Philadelphia is entitled to the floor.

Mr. JASPAN. I ask you again, Mr. President, if you want to open the door to fraud in nomination petitions filed by a group, by anybody, without any examination made of the signatures? What does it amount to? I can file and sign his name, your name or anybody else's name. Does the Senate know what they are looking for? Is this Marshall Morgan, attorney for the Republican City Committee, so powerful that he can put over his brand of bill against the wishes of government, against your wishes and mine? We want fair, efficient elections and every man is entitled to have them. Any man running for office needs a certain number of signatures on his nomination petition and they should be legitimate, decent, legible, honest signatures and not be put on by phonies today comprising the majority of the Republicans in the city of Philadelphia.

Mr. KEPHART. Mr. President, I just want to explain this bill a little bit. The Secretary of the Commonwealth and the county boards of elections are really never closed to receive these nomination petitions. There are certain formalities that have to be gone through. The question here is whether they should have genuine signatures and how far the secretary is obliged to go to determine whether the signatures on them are genuine.

As a practical matter what happens is this—on the last day for filing nomination petitions, either in the Secretary's office or the county board, a whole stack of them comes in and all he has time to do is to go through the petitions and check the formalities—check them to see whether they are signed, without determining whether the signatures are genuine or not—he is not a handwriting expert and that is all he can do, go through them, count them and see that the other formalities are complied with, without checking as to their genuineness.

If anybody thinks they are not genuine, that is covered in the next section of the bill, which provides for "Peti-

tions—Nominating Petition and Papers"—that is not covered in this section we are amending; that is left as it always has been, and if anybody thinks that signatures are not genuine, all he has to do is to file a petition with the court to knock the signature out.

Mr. President, this law is a perfectly sound law. It gives the Secretary and the county boards, if either of them think some signatures are not genuine, the power to question them, but that does not impose upon him the duty of being a handwriting expert, which he is not qualified to perform and does not have the time to perform, at the very last minute when he has this pile of nomination petitions before him.

Mr. BARR. Mr. President, I think the gentleman from Philadelphia, Senator Kephart, has the wrong slant on this bill. In my opinion it means signatures can be fraudulent. As I read this bill, all it does is to open the door in our election contests to fraud.

The election bureau in the state only has two times every odd year on which nomination papers are filed and I do not think they are overworked. Our county board of elections in our county, they only have two days such as this each year, and I do not think they are overworked.

Mr. President, I can see a situation every second year, with two hundred eight men running for representatives in the House, and that would be four hundred sixteen, at least, because they have opposition, and I can see the same thing over here with twenty-five Senators being elected, which, with their opponents, makes fifty, besides all the other candidates who may have opposition—it would be almost a necessity for each one to have a lawyer over in the Secretary of the Commonwealth's office. If I were a member of this Senate I would look this bill over very carefully, because, unless you want to come up here the last day for filing, you are laying yourselves open to a lot of unfair competition by a lot of fraudulent petitions by people who may have been your enemies because you could not help them in some political manner.

I know our county board of elections in the last twelve years has been able to clean up the elections and they have entered objection to this bill, because as written now it opens the door to fraudulent petitions—you are writing it into the law and I say you are opening the door to fraudulent petitions.

And the question recurring,
Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34

Becker,	Farrell.	Mahany,	Wade,
Berger,	Frazier,	Mallery,	Wagner,
Blass,	Geltz,	Scarlett,	Walker,
Carr,	Hare,	Snowden,	Watson,
Chapman.	Heyburn.	Stevenson.	Wilson,
Crider,	Homsber.	Tallman.	Wolfe,
Crowe,	Kephart,	Taylor,	Wood, L. H.,
Doehla,	Letzler	Tyler.	Wood, T. N.,
Donlan,	Lord,		

NAYS—16

Barr.	Holland.	Leader.	Ruth.
Dent.	Jaspan.	Margle,	Stiefel,
DiSilvestro	Klein,	Rahauser,	Tarr,
Haluska,	Lane,	Rosenfeld.	Woodring.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 545

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 545, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 545, entitled: An Act to further amend the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption," further providing for the jurisdiction of adoption proceedings the contents of petitions necessary consents, hearings and decrees and validating certain adoptions,

Respectfully submit the following bill as our report:

ROWLAND B. MAHANY,
C. ARTHUR BLASS,
ISRAEL STIEFEL,

(Committee on the Part of the Senate.)

JOHN H. McKINNEY,
HENRIETTA C. McCOSKER,
ALBERT S. READINGER,

(Committee on the Part of the House of Representatives.)

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" further providing for the jurisdiction of adoption proceedings the contents of petitions necessary consents hearings and decrees and validating certain adoptions

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" as last amended by the act approved the fifth day of June one thousand nine hundred forty-one (P. L. 93) and the act approved the second day of July one thousand nine hundred forty-one (P. L. 229) is hereby further amended to read as follows

Section 1 Be it enacted &c [That it] Contents of Petition for Adoption It shall be lawful for any adult person desirous of adopting any person either a minor or an adult as his or her heir or as one of his or her heirs to present his or her petition to the orphans' court or to a law judge thereof of the county where he or she may be resident or [of] upon allowance by the orphans' court in the county in which the person to be adopted is a resident except that in counties of the first class where the petition shall be presented to a judge of the municipal court declaring such desire and that he or she will perform all the duties of a parent to such person Such petition shall also set forth the name color age date and place of birth and religious affiliation of the person proposed to be adopted the name residence [and] marital status color age occupation and religious affiliation of the adopting parent or parents the name color age and place of residence of each of the natural parents or of the surviving parent or of any other person whose consent to the proposed adoption is necessary as hereinafter provided and in those cases where abandonment is alleged a statement that said abandonment has continued for a period of at least six months In addition such petition shall embody or have attached thereto the consents in writing of the person or persons whose consent to the proposed adoption is necessary as hereinafter provided

Section 2 Section two of said act as last amended and section three of said act as amended by the act approved the second day of July one thousand nine hundred forty-one (P. L. 229) are hereby further amended to read as follows

Section 2 Consents Necessary to Adoption Consent to the adoption is necessary as follows

(a) Of the person proposed to be adopted if over twelve years of age and of said person's husband or wife if any

(b) Of the adopting parent's husband or wife unless they jointly adopt such person

(c) Of the parents or surviving parent of the person proposed to be adopted if such person shall not have reached the age of eighteen years [except that in] If any such parent or surviving parent shall be a minor but shall have reached the age of eighteen years or over his consent shall be sufficient without the consent of his parent or guardian and such consent shall have the same force and validity as though he were an adult In the case of an illegitimate child the consent of the mother only [is] shall be necessary [unless the father has acknowledged such child but the] The consent of a parent who has been adjudged a [lunatic] persons of unsound mind of whose unsoundness of mind competent medical testimony presents a prognosis of incurability or habitual drunkard or who has abandoned the child [is] for a period of at least six months shall be unnecessary provided such fact is proven to the satisfaction of the court or judge hearing the petition in which case such court or judge shall so find as a fact

(d) If the person proposed to be adopted has no father or mother living or whose consent is necessary hereunder then of the legal guardian if any there be and of the person or persons having the legal custody of such child if any such person can be found but if such child has no father or mother living or whose consent is necessary hereunder and no legal guardian and no person can be found who has the legal custody of such child and the same be proven to the satisfaction of the court or judge hearing the petition the said court or judge shall so find as a fact

(e) If the person proposed to be adopted has theretofore been adopted then of such adopting parents or surviving adopting parent subject to the same exception provided in clause (c) of this section in the case of natural parents

Section 3 Hearings Upon presentation of any such petition as aforesaid a time for hearing thereon shall be fixed not less than ten days from said presentation which said hearing may be before the said court or any law judge thereof at chambers and may be adjourned from time to time if the nature of the case should so require At said hearing the adopting parents or parent the person proposed to be adopted if in the opinion of the court such persons presence is deemed necessary and all the persons whose consent is necessary hereunder must appear in person and be examined under oath by such court or judge but the personal appearance of the natural parents or other persons whose consent is necessary hereunder may be dispensed with in the discretion of the court or judge hearing the petition if such persons reside without the jurisdiction of the court or if for any other reason the said court or judge deem it unnecessary provided the duly executed consents of such persons in writing have been filed with the petition and the said court or judge may in his discretion require the personal appearance of the natural parents of the child at a different time and separate and part from that of the other parties in interest The said court or judge shall also hear any other testimony as to the facts set forth in the petition or necessary to inform the court as to the desirability of the proposed adoption and may also make or cause to be made an investigation by some person or agency specifically designated by said court or judge to verify the statements of the petition and such

other facts as will give the court full knowledge as to the desirability of the proposed adoption

Section 3 Section four of said act is hereby amended to read as follows

Section 4 Decrees of Court Records In no case shall any decree of adoption be made or entered unless the person proposed to be adopted shall have resided with the petitioner for a period of six months prior thereto or in lieu of such residence unless such person is related by blood or marriage to the petitioner If satisfied that the statements made in the petition are true and that the welfare of the person proposed to be adopted will be promoted by such adoption and that all the requirements of this act have been complied with the court or judge shall make a decree so finding [and reciting the facts at length] and directing that the person proposed to be adopted shall have all the rights of a child and heir of such adopting parent or parents and be subject to the duties of such child but otherwise shall make a decree refusing the adoption and dismissing the petition If desired by the parties the decree may also provide that the person adopted shall assume the name of the adopting parent or parents and any given first or middle names that may be chosen Such decree [shall be filed and spread at length upon the records of said court and shall be sufficient evidence of the adoption and shall be open to the public All] all other papers pertaining to the case and the testimony if written out shall be kept in the files of said court as a permanent record thereof and [may in the discretion of said court or judge] shall be withheld from inspection [by a proper order in which case no person shall be allowed access thereto] except upon an order of court granted upon cause shown Upon the making of such decree the prothonotary or clerk of the orphans' court as the procedure established may require shall enter upon the docket an entry showing the court term and number and the date of the decree

Section 4 Any adoption heretofore granted or decreed by any court of record of this Commonwealth in which either the person or persons adopting or the person or persons adopted was a nonresident or were nonresidents of this Commonwealth at the time such adoption was granted or decreed or any adoption which was granted prior to the expiration of the full ten days required by the act of assembly to intervene between the filing of the petition for the adoption and the hearing of such petition by the court or which was granted or decreed without the formal entry on the decree of the findings of facts at length or without the court or judge specifically finding that the statements made in the petition were true is hereby declared valid and lawful as though made in full observance of all the requirements of the act to which this is an amendment Provided That the petition and decree for such adoption were otherwise in accordance with the act to which this is an amendment

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 545.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr, Frazier, Lord, Tarr,

Becker,
Berger.
Blass,
Carr,
Chapman,
Crider,
Crowe,
Dent,
DiSilvestro,
Doehla,
Donlan,
Farrell,

Geltz,
Haluska,
Hare,
Heyburn,
Holland,
Homsher,
Jaspan,
Kephart,
Klein,
Lane,
Leader,
Letzler,

Mahany,
Mallery,
Margie,
Rahausen,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman,

Taylor,
Tyler,
Wade,
Wagner,
Walker,
Watson,
Wilson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 454

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 454, as follows:

To the Members off the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 454, entitled: "An act to amend the heading of Article III and to amend or further amend sections three hundred two, three hundred three, three hundred five, three hundred six, three hundred seven, three hundred eight, three hundred nine, three hundred ten, three hundred eleven, three hundred twelve, three hundred thirteen, three hundred fourteen, three hundred fifteen, three hundred eighteen, three hundred nineteen and three hundred twenty-one of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled, 'An act concerning game and other wild birds and wild animals and amending, revising, consolidating and changing the law relating thereto,' by establishing a new schedule of resident and non-resident licenses and fees; fixing a termination date for the issuance of free resident licenses to military personnel; changing the license period authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely and changing penalties."

Respectfully submit the following bill as our report:

A. EVANS KEPHART,
JAMES S. BERGER,
W. J. LANE,
(Committee on the Part of the Senate.)
W. HENRY ELDER,
GEORGE A. GOODLING,
WILLIAM J. YESTER,
(Committee on the part of the House of Representatives.)

An Act to amend the heading of Article III and to amend or further amend sections three hundred two three hundred three three hundred five three hundred six three hundred seven three hundred eight three hundred nine three hundred ten three hundred eleven three hundred twelve three hundred thirteen three hundred fourteen three hundred fifteen three hundred eighteen three hundred nineteen and three hundred twenty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by establishing a new schedule of resident and nonresident licenses and fees fixing a termination date for the issuance of free resident licenses to military personnel changing the license

period authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The heading of Article III of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Hunting and Trapping Licenses

Section 2 Section three hundred two of said act as last amended by the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 159) is hereby amended to read as follows

Section 302 Resident License [Fee] Fees Except as otherwise provided in the Game Law each such resident as [provided] designated in the preceding section upon application made in writing to any agent authorized to issue such licenses within the Commonwealth the presentation of proof that he is a citizen of the United States and a bonafide resident of this Commonwealth under the requirements of this article and the establishment of his identity to the satisfaction of the authority issuing the license or to the satisfaction of the justice of the peace magistrate or notary public or any agent designated to receive applications for licenses when taking such applications as hereinafter authorized by producing a bank book letters lodge cards police cards a motor vehicle driver's license or some other positive means of identification and in the case of naturalized foreign-born applicants the production of such applicant's naturalization papers unless any such person has been disqualified for a license in the manner hereinafter specified and the payment to said agent or the Department of Revenue of two dollars (\$2.00) shall be entitled to a resident hunter's license and a tag with the number of the license thereon which shall entitle the holder to hunt or trap for all wild birds and wild animals which may legally be hunted or trapped in this Commonwealth [except as otherwise provided] until the close of the license year ending the thirtieth day of September one thousand nine hundred forty-eight Licenses valid for use thereafter by residents shall be as follows

To hunt or trap for all wild birds and wild animals which may be legally hunted or trapped in this Commonwealth two dollars and sixty cents (\$2.60)

For the duration of the present war but not beyond the thirtieth day of September one thousand nine hundred and forty-eight any person with the above qualifications who is in service with the Armed Forces of the United States or any of its Allies shall be issued such license upon application to any county treasurer within the Commonwealth without the payment of the above license fee provided for the use of the Commonwealth

The application for the issuance of a license in such case shall in addition to the other information required give the serial number of the branch of service to which the applicant is attached together with the applicant's rank company battalion regiment division and other military organization

Section 3 Section three hundred three of said act is hereby amended to read as follows

Section 303 Nonresident and Alien Nonresident License Fees [Every nonresident of this Commonwealth] Except as otherwise provided every nonresident of this Commonwealth who desires a license valid for use after the thirtieth day of September one thousand nine hundred forty-seven upon application made in writing to any agent authorized to issue such licenses or to the Department of Revenue and the presentation of proof that he is a citizen of the United States unless any such person has been disqualified for a license in the manner hereinafter specified [and upon payment to said agent

or commission of fifteen dollars (\$15.00) shall be entitled to the license herein designated as a Nonresident Hunter's License and a tag with the number of the license thereon which shall entitle the holder to hunt or trap for all wild birds and wild animals which may legally be hunted or trapped in this Commonwealth except as otherwise provided] shall be entitled to any of the licenses below specified and the tag or tags bearing numbers corresponding therewith upon payment of the fees indicated to said agent or department

(a) Nonresident Small Game License which shall entitle the holder to hunt for all wild birds or wild animals which may legally be hunted in this Commonwealth except those classed as big game but not to trap ten dollars and twenty-five cents (\$10.25)

(b) Nonresident Big Game License which shall entitle the holder to hunt only for animals classed as big game but including the right to hunt or kill birds and animals classed as predators through the use of a lawful firearm or bow and arrow but not to trap fifteen dollars and twenty-five cents (\$15.25)

(c) Nonresident Trapper's License which shall entitle the holder to take through the use of traps or deadfalls only wild birds and wild animals which may legally be trapped in this Commonwealth except beavers twenty-five dollars and twenty-five cents (\$25.25) Nothing in this clause shall be construed to prohibit the holder of a Nonresident Trapper's License from using a side-arm or a rifle not larger than a .22 rimfire calibre to kill legally caught birds and animals

Every alien nonresident of this Commonwealth who is also a nonresident of the United States upon written application made to the Department of Revenue setting forth satisfactory evidence of his mental and physical fitness to carry and use firearms unless any such person has been disqualified for a license in the manner hereinafter specified and upon the payment to the Department of Revenue of the fees above designated for nonresidents shall be entitled to [a nonresident hunter's license] any or all of the nonresident licenses hereinbefore enumerated and the proper tax issued therewith but the Department of Revenue shall indicate on the face of the license that the holder is an alien nonresident

Section 4 Section three hundred five of said act is hereby amended to read as follows

Section 305 License Issuance Supervision The issuance of all hunting and trapping licenses shall be under the direct supervision of the Department of Revenue which shall designate the several county treasurers and such other issuing agents throughout the Commonwealth or otherwise as it may find essential to control the lawful issuance thereof The Department of Revenue may recall the appointment of any county treasurer or other agent at any time with or without cause and shall recall the appointment of any county treasurer or other agent either upon receipt of evidence that such county treasurer or other agent has not complied with the requirements of this act or upon receipt of a recommendation from the commission that such county treasurer or other agent be recalled because of carelessness or negligence in the issuance of licenses

It is unlawful for any issuing agent or any of his employees or representatives or the Department of Revenue or its employees to issue any licenses to hunt or trap to any applicant or for any justice of the peace magistrate notary public or other agent authorized to receive applications to accept an application for such a license from any applicant who has not established satisfactory identification as hereinbefore required or to any person physically or mentally unfitted to carry or use firearms or who has been denied the right to secure a license in any manner hereinafter specified by revocation

Section 5 Section three hundred six of said act is hereby amended to read as follows

Section 306 The License Certificate Said licenses shall be issued on a form prepared and supplied by the De-

Department of Revenue Such licenses shall bear a description of the person applying for the same setting forth the occupation the color of the hair and eyes any marks or scars peculiar to the applicant and such other description as the Department of Revenue may require with the date of its issue In the case of foreign-born applicants such license shall contain the nationality of the person and all dates and numbers of the naturalization papers

All licenses legally issued shall authorize the person named therein to hunt for and kill or trap wild animals or wild birds as specified on the license subject to the restrictions and requirements of existing laws and the regulations of the commission regarding close seasons additional hunting or trapping removal of protection or special deer seasons during the period for which the license is issued the date of which is inscribed thereon said certificate before being valid must be countersigned in ink by the licensee

The license certificate issued with any [hunter's] license shall be carried on the person of the licensee at all times while hunting or trapping and shall be shown immediately upon demand by any officer whose duty it is to protect wild animals and birds or upon demand by any owner or lessee or by an employee or representative of such owner or lessee upon whose lands such person may be found In addition to showing the license certificate upon demand by any such officer the holder thereof shall upon demand establish his further identity to the satisfaction of said officer by producing some other positive means of identification

Section 6 Section three hundred seven of said act is hereby amended to read as follows

Section 307 License Period All licenses shall be issued for the year beginning the first day of [September] October and ending the [thirty-first day of August] thirtieth day of September of the year following in all cases however application for such license may be made and a license issued prior to the date upon which such license is in force

All licenses distributed for the year expiring the thirty-first day of August one thousand nine hundred forty-seven are hereby declared valid to the thirtieth day of September next following and all licenses in the process of being printed for the hunting season of one thousand nine hundred forty-seven shall be valid to the thirtieth day of September next following regardless of the expiration date that may be printed thereon If in any future year due to unavoidable condition the distribution of licenses and tags is delayed the secretary of revenue and the director acting jointly may extend the period during which licenses previously distributed or issued shall be valid

Section 7 Section three hundred eight of said act is hereby amended to read as follows

Section 308 License Tag The Department of Revenue shall also furnish free of charge and there shall be issued with each license a tag as hereinbefore specified All license tags shall bear the license number in figures at least one inch in heights which tax said licensee is required to attach and display on the outer garment on the back between the shoulders in such manner that all figures are plainly visible at all times while hunting or trapping [The license tag for the current year only shall be displayed] Only the tag issued with the license then being used and for the current year only shall be displayed

[The tag or button issued with complimentary non-resident licenses shall be of such size and form as the commission may determine which tag or button the licensee is required to wear in plain view on an outer garment at all times while using it in such a manner that the tag or button and the numerals thereon are plainly visible]

Section 8 Section three hundred nine of said act is hereby amended to read as follows

Section 309 Persons Authorized to Take Applications for Licenses It is lawful for any justice of the peace magistrate or notary public who is not also an authorized agent of the Department of Revenue to issue licenses to take applications for such licenses in writing for which service the applicant shall pay not to exceed fifteen cents in addition to the license fee prescribed said amount to be retained by said official or agent as his fee for taking such application and remitting payment therefor to [the] any issuing agency of the county in which said official is located or to the Department of Revenue Such application and remittance shall be forwarded to the issuing agency or to the Department of Revenue within twenty-four hours with a certification thereon that the applicant has properly established his identity by producing a bank book letters lodge cards police cards a motor vehicle driver's license or by some other positive means of identification

Section 9 Section three hundred ten of said act as last amended by the act approved the ninth day of March one thousand nine hundred forty-five (P. L. 39) is hereby amended to read as follows

Section 310 Issuing Agents to Keep Record and Make Report Each issuing agency of this Commonwealth shall keep a correct and complete record of all resident and nonresident hunters' or trappers' licenses issued by him Each issuing agent other than a county treasurer shall within five (5) days after the close of each month forward a monthly report to the Department of Revenue on blanks furnished to him a complete list of licenses granted during the previous month in correct numerical sequence with names and addresses of licensees and such other information and data as the Department of Revenue may require A duplicate copy of said report shall be forwarded to the director and a triplicate copy of the report shall be retained in the office of the issuing agent which shall be open at any reasonable hour to the inspection of any officer of the Commonwealth whose duty it is by law to protect the game of the Commonwealth or to any landowner or his representative to any representative of the Department of Revenue or to any representative of the Department of the Auditor General

Section 10 Section three hundred eleven of said act as last amended by the act approved the ninth day of March one thousand nine hundred forty-five (P. L. 39) is hereby amended to read as follows

Section 311 Agents to Collect and Remit License Fees Reports Compensation The agents designated by the Department of Revenue for the collection of said license fees for their services rendered in collecting and paying over the same shall as long as they continue to be agents of the Department of Revenue be allowed to retain not to exceed the sum of ten cents from the amount paid for each resident [hunter's] license and not to exceed twenty-five cents from the amount paid for each nonresident [hunter's] license which amount shall be full compensation for services rendered by them under the provisions of this act such compensation to be disposed of by the respective issuing agents as may now or hereafter be provided by law Each issuing agent other than a county treasurer shall remit all balances arising from this source within five days after the end of each month to the State Treasurer through the Department of Revenue upon a form to be supplied by the Department of Revenue which monthly remittance shall be accompanied by a copy of the list of licenses issued during the previous month All such moneys shall be placed in the Game Fund by the State Treasurer

Every agent designated to issue [hunters' licenses unless already under bond to cover the handling of public funds shall give bond to the Commonwealth in such sum as shall be fixed by the Secretary of Revenue but not less than one thousand dollars (\$1000) nor more than three thousand dollars (\$3000) for each place where licenses are issued before the annual supply of licenses is delivered to him If an agent has more than one place where licenses

are issued he may supply a blanket bond covering all places

Any issuing agent who shall fail to comply with any of the provisions of this act relating to [hunters'] licenses shall not be entitled to retain the sum hereinbefore fixed for his services but such sums shall be paid to the State Treasurer and if not so paid may be recovered by the Commonwealth by suit in the same manner as like amounts are now by law recoverable

Section 11 Section three hundred twelve of said act is hereby amended to read as follows

Section 312 Replacement of Lost Licenses and Tags Any holder of a [hunter's] license who shall lose either the license or the tag issued therewith or both the license and tag upon application to the Department of Revenue or other agent who issued the same accompanied by a sworn statement setting forth the pertinent facts relative thereto and the remaining portion if any of the original and the payment of one dollar shall be entitled to a new license and tag of the same kind and value as the original

The issuing agent shall indicate on the face of the license so issued also on the stub or carbon copy thereof that it is a replacement with the number of the original license The affidavit so filed and any remaining portion of the original license also shall be fastened to the stub or carbon copy of the replacement license for the information of the auditors

For such services the Department of Revenue may authorize any issuing agent to retain not to exceed the sum of ten cents and remit the balance of the replacement license fee as hereinbefore provided

Section 12 Section three hundred thirteen of said act is hereby amended to read as follows

Section 313 Power to Administer Oaths Each agent who may be authorized or designated by the Department of Revenue to issue [hunting] licenses and each agent who may be authorized or designated by the Department of Revenue to receive applications for such licenses in accordance with the provisions of this act is hereby empowered to administer any oath that may be required in connection with the issuance of such licenses or receiving applications therefor

Section 13 Section three hundred fourteen of said act is hereby amended to read as follows

Section 314 Seizure of Licenses and Tags Any regular salaried officer of the Commission is hereby empowered except where birds or animals are killed by mistake and reported as hereinafter required to seize [the hunting] any license and the tag issued therewith of any person apprehended in the act of violating any game law or any rules or regulations of the commission and who has either been convicted or signed an acknowledgment of violating any game law or rules or regulations of the commission or if such licensee is found using firearms to hunt or trap while under the influence of intoxicating liquor or narcotics or is otherwise physically incapacitated to handle firearms safely

All licenses so seized shall within twenty-four hours be forwarded to the division game supervisor for transmittal to the office of the commission with a report relative thereto The director may upon application of the owner return the license and tag to the owner if he is satisfied that the license should not be recommended to the commission for revocation in the manner hereinafter stipulated

Section 14 Section three hundred fifteen of said act is hereby amended to read as follows

Section 315 Revocation of Licenses Right to Hunt or Trap Denied (1) The commission may revoke any [hunter's] license and deny any person the right to secure license or to hunt or trap anywhere in this Commonwealth with or without a license if said licensee or person has either been convicted pleaded guilty entered a plea of nolo contendere or signed an acknowledgment of violating any provision of this act or if such person has been adjudged guilty in the manner hereinafter provided of

any of the acts enumerated below for such periods as hereinafter specified

(2) Whether or not legal proceedings have been taken for the arrest and conviction of the offender the director through a referee appointed by him shall have authority to hold a hearing and shall have the power to subpoena witnesses expert and otherwise to administer oaths and to require and receive sworn or affirmed written statements in any case where any person who according to information received while hunting or trapping is alleged

(a) To have been guilty of mutilating or carrying away notices posted by the Commonwealth

(b) To have done damage to real or personal property of any kind

(c) To have caused a forest fire

(d) To have been found under the influence of intoxicating liquor or narcotic drugs while carrying or using firearms or a bow and arrow

(e) To have committed an assault upon a landowner or lessee or employee of such landowner or lessee

(f) To have injured a human being by gunfire or with a bow and arrow

(g) To have inflicted an injury upon himself or otherwise been guilty of carelessness or negligence with firearms or with a bow and arrow

(h) To have upon request failed or refused to render assistance where any person was injured in a hunting or trapping accident

(i) To have caused such an accident and fled or failed to render assistance in a hunting or trapping accident

(j) To have violated any other safety provision of this act not specifically above designated

(k) To be mentally or physically incapable of handling firearms safely to hunt or trap

The person so charged shall be given written notice by registered mail addressed to his last known post office address or by personal service upon him stating the time and place of such hearing and shall have the right to appear and to testify or to present witnesses and evidence in his own behalf

Any person who shall be subpoenaed before such referee and shall fail to appear before him without furnishing satisfactory reason for failure to do so or any person who shall appear and furnish false testimony shall likewise be subject to the penalties hereinafter provided

In all such hearings the duly authorized referee shall submit to the commission through the director a certified stenographic transcript or a resume of the testimony together with the findings of facts and recommendations and upon such findings the commission is hereby authorized to revoke the license of the offender and to deny him the right to hunt or trap within this Commonwealth with or without a license for the periods hereinafter provided

(3) Such license revocations shall be for the following periods

(a) For the first offense any person convicted or having signed an acknowledgment of violating any of the provisions of this act may be denied the right to hunt or trap anywhere in this Commonwealth with or without a license for a period of not to exceed two years Any person convicted or having signed an acknowledgment of a second or subsequent offense of violating any of the provisions of this act may be denied the right to hunt or trap anywhere in this Commonwealth with or without a license for a period of not less than two or more than three years For the third offense of violating any of the provisions of this act such person shall be denied the right to hunt or trap anywhere in this Commonwealth with or without a license for such period as the commission shall determine

(b) For the first offense any person who shall have been convicted or adjudged guilty after a hearing as hereinbefore provided of any act enumerated in clause two of this section may be denied the right to secure a license or to hunt or trap anywhere in this Commonwealth with or without a license for a period of not exceeding five years Any person convicted or having been adjudged guilty af-

ter a hearing as hereinbefore provided of a second or subsequent offense of any of the above-mentioned provisions [shall] may be denied the right to secure a license or to hunt or trap anywhere in this Commonwealth with or without a license for a period of not to exceed ten years and in addition thereto shall be subject to such other penalties as may be provided in this act

(c) Any court of record having jurisdiction in any case coming before it involving any of the offenses contained in this section shall have authority to revoke [hunter's] license and to deny the right to secure a license or to hunt or trap anywhere in this Commonwealth with or without a license for the several periods herein indicated Certified notice of such revocation shall be submitted to the commission within thirty (30) days following such order

(4) Any person who shall be convicted or denied the right to secure a license or to hunt or trap in this Commonwealth with or without a license where personal injury has resulted shall furnish satisfactory proof to the Commission that all hospital [and], medical [bills] and funeral expenses have been satisfactorily adjusted before such license shall be restored

(5) To revoke a license then in force or to deny any person the right to secure a license or to hunt or trap anywhere in this Commonwealth for any period the commission shall send a written notice to that effect to such person at his last known address either by registered mail or have it delivered in person by a representative of the commission The commission shall furnish in writing to the Department of Revenue and its license issuing agents the name address and the term for which such person has been denied the right to secure a license or to hunt or trap in this Commonwealth

(6) Any person whose license has been revoked by the commission for any of the aforesaid offenses pursuant to a hearing before a referee of the commission shall have the right to file a petition within thirty (30) days after being notified of such revocation for a review of the matter in the court of common pleas of Dauphin County which court is hereby vested with jurisdiction and whose duty it shall be to set the matter down for hearing upon thirty (30) days' written notice to the director and to determine whether the petitioner is subject to revocation of license The commission when such appeal is taken shall file with the prothonotary a certified record of the complete proceedings in the matter including a certified excerpt of the resolution of the commission The matter shall be heard by a judge or judges of the court without a jury and the proceedings before the commission and its referee conducting the investigation shall be given similar weight force and effect as are accorded to the findings and reports of a referee selected or appointed under the provisions of the act approved the fourteenth day of May one thousand eight hundred and seventy-four entitled "An act to provide for the submission of civil cases by agreement of the parties to a referee learned in the law" and its supplements

Section 15 Section three hundred eighteen of said act is hereby amended to read as follows

Section 318 Prima Facie Evidence of Hunting or Trapping For the purpose of this act the fact that any person shall be found in possession of a gun trap or other device of any description usable for the purpose of killing or taking wild birds or wild animals or in the possession of the dead body of any wild bird or wild animal either in the field in the forests on the public highways or on the waters of this Commonwealth shall be considered "prima facie evidence" that such person is hunting or trapping and shall require him at all times to display [his] the proper license tag for the current year as provided in this article and to show immediately upon demand his resident or non-resident [hunter's] license and tag to any officer whose duty it is to protect the wild animals and birds or to show his license and tag immediately upon demand by any owner or lessee or by any employee or representative

of such owner or lessee upon whose lands such person may be found

In all cases of arrest for violations of any of the provisions of this section except where the dead body of any wild bird or wild animal is found in possession of the accused the affidavit of the person charged with such violation and satisfactory proof of his innocence shall rebut what is termed "prima facie evidence" in this section

Section 16 Section three hundred nineteen of said act is hereby amended to read as follows

Section 319 Deposit and Return of Penalties Any person displaying his license tag properly but unable to produce immediately upon demand his [hunter's] license may at once sign a proper acknowledgment and deposit with the officer accosting him the fine [of] stipulated in this article for hunting or trapping without a license for which such officer shall give an official receipt Such fine shall as soon as possible be forwarded by the officer in question to the commission with a report covering the case If the defendant desires a return of a fine so paid he shall file at the office of said commission at Harrisburg within twenty days an affidavit stating fully the reasons why he was unable to display said license immediately and give his description place of residence license number where same was secured and its date or attach the license itself whereupon said commission if satisfied that the purpose was not to violate the provisions of this article shall return such fine to the defendant otherwise it shall be deposited as hereinafter provided and the case considered closed

Section 17 Section three hundred twenty-one of said act as repealed in part by the act approved the twenty-ninth day of March one thousand nine hundred forty-five (P. L. 98) is hereby amended to read as follows

Section 321 Penalties Any nonresident of this Commonwealth who shall hunt chase trap take shoot at wound or kill or attempt to hunt chase trap take shoot at wound kill or have in possession any wild birds or animals without a proper nonresident [hunting] license having been lawfully issued to him shall be sentenced to pay a fine of [fifty] one hundred dollars and costs of prosecution for each offense and each day shall be considered a separate offense

Any person who shall fail to sign his license certificate as hereinbefore provided shall be sentenced to pay a fine of one dollar and costs of prosecution

[Any licensee who shall fail to submit to the commission the report of game birds or animals or fur-bearing animals as required by this act shall be sentenced to pay a fine of two dollars and costs of prosecution]

Any person who violates any of the provisions of this article except as above provided shall upon conviction be sentenced to pay a fine of twenty dollars and costs of prosecution for each offense Provided That an additional fine of twenty dollars and costs of prosecution shall be imposed when any person is convicted of

(a) Hunting or trapping anywhere during any period of time that such right has been denied him by the commission or by this act and each day shall be considered a separate offense

(b) Securing a [hunter's] license either in his own or an assumed name during any period of time that he has been denied such privilege by the commission

(c) Hunting or trapping anywhere during any period of time that such right has been denied him by the commission or any court of record because of inflicting bodily injury upon himself or any other person while hunting or trapping shall upon conviction in addition to the penalties provided be sentenced to suffer imprisonment for a period of thirty (30) days

Upon failure of any person convicted of a first offense to immediately pay the fine imposed and costs of prosecution he shall be imprisoned one day for each dollar of fine imposed and costs of prosecution

Any person convicted of a second or subsequent offense shall be liable to the fines above provided and costs of

prosecution and in addition thereto shall in the discretion of the court suffer imprisonment one day for each dollar of fine imposed

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 454.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor.
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margle,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 569, as follows:

An Act to further amend sections five and eleven of the act approved the sixth day of August one thousand nine hundred forty-one (P. L. 861) entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth establishing the 'Pennsylvania Board of Parole' conferring and defining its jurisdiction duties powers and functions including the supervision of persons placed upon probation in certain designated cases providing for the method of appointment of its members regulating the appointment removal and discharge of its officers clerks and employees dividing the Commonwealth into administrative districts for purposes of parole fixing the salaries of members of the board and of certain other officers and employees thereof making violations of certain provisions of this act misdemeanors providing penalties therefor and for other cognate purposes and making an appropriation" by increasing the compensation of district the chairman and the members of the board and of supervisors in counties of the first and second class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section five of the act approved the sixth day of August one thousand nine hundred forty-nine (P. L. 861) entitled "An act to create a uniform and exclusive system for the administration of parole in this

Commonwealth establishing the 'Pennsylvania Board of Parole' conferring and defining its jurisdiction duties powers and functions including the supervision of persons placed upon probation in certain designated cases providing for the method of appointment of its members regulating the appointment removal and discharge of its officers clerks and employees dividing the Commonwealth into administrative districts for purpose of parole fixing the salaries of members of the board and of certain other officers and employees thereof making violations of certain provisions of this act misdemeanors providing penalties therefor and for other cognate purposes and making an appropriation" as last amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 767) is hereby further amended to read as follows

Section 5 The chairman of the board shall receive a salary of [ten] eleven thousand dollars [\$10,000] \$11,000 per annum and each of the other members of the board shall receive a salary of [nine] ten thousand dollars [\$9,000] \$10,000 per annum

Section 2 Section eleven of the said act as last amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 767) is hereby further amended to read as follows

Section 11 Each district parole office shall be in charge of a district supervisor who shall be appointed by the board with the approval of the Governor and who shall receive such annual salary for those where the district includes either a county of the first class or a county of the second class not exceeding six thousand dollars (\$6000) and for those in other districts not exceeding four thousand five hundred dollars (\$4500) as the board shall determine Said district supervisor shall be the executive head of the district office to which he shall be appointed and shall have the control management and direction of all employees of the board assigned to said district subject to the supervision of the board

Section 3 This act shall become effective immediately upon final enactment

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate concur in the same?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor.
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margle,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

FINAL PASSAGE CALENDAR

BILLS ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1041, as follows:

An Act to provide for the minimum salaries and classification of the faculties of state teachers colleges

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Each person now holding or hereafter appointed to a position as a member of the faculty of a state teachers college within the classifications hereinafter set forth shall receive the following minimum salaries

The classes herein referred to shall mean those established under the classification made by the state executive board effective for the year beginning the first day of June one thousand nine hundred twenty-eight for teachers of all state teachers' colleges as changed or modified and in effect at the time of the effective date of this act those teachers in the following classes as above defined shall receive for a thirty-six weeks term the following minimum salaries

Class I						
1	2	3	4	5	6	7
Year	Years	Years	Years	Years	Years	Years
In	In	In	In	In	In	In
Class	Class	Class	Class	Class	Class	Class
\$4382	\$4382	\$4382	\$4435	\$4573	\$4712	\$4857

Class II					
1	2	3	4	5	6
Year	Years	Years	Years	Years	Years
In	In	In	In	In	In
Class	Class	Class	Class	Class	Class
\$4043	\$4213	\$4382	\$4382	\$4382	\$4382

Class III				
1	2	3	4	5
Year	Years	Years	Years	Years
In	In	In	In	In
Class	Class	Class	Class	Class
\$3161	\$3326	\$3511	\$3676	\$3861

And the amendments made thereto having been printed as required by the Constitution.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geitz,	Maury,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Willson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.
Doehla,	Lane,	Stiefel,	Wood, T. N.
Donlan,	Leader,	Taliman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

Agreeably to order,

The Senate resumed the consideration of House Bill No. 1122, as follows:

An Act providing for the payment of salary wages medical and hospital expenses of employes of a jail prison workhouse penitentiary penal reformatory or correction hospitals for the insane or any institution for the feeble minded or epileptic persons for inebriates or for juvenile delinquent and dependents maintained in whole or in part by the Commonwealth or any county within the Commonwealth who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period and also providing for recourse to pension privileges in the event of permanent disability

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any employe of any jail prison workhouse penitentiary penal reformatory or correctional institution hospital for the insane or any institution for the feeble minded or epileptic persons for inebriates or for juvenile delinquents and dependents maintained in whole or in part by the Commonwealth or any county within the Commonwealth who is injured in the performance of his or her duties shall be paid by the Commonwealth or by the county for which the employe is employed A salary or pay for so long a period of time as such employe would have received compensation for such disability under the provisions of the Workmen's Compensation Act whether or not such employe is within the provisions of said act for the first twelve (12) months of any such period such salary or pay shall be equal to his regular salary or pay and during the balance of such period shall be equal to the amount of compensation which would be allowed for such disability under the provisions of the workmen's compensation act from such salary or pay there shall be deducted the employe's retirement payments at the rate paid by him at the time the injury occurred All medical and hospital bills incurred in connection with such injury shall be paid by the Commonwealth or by the county for which the injured employe is employed Absence from duty because of such injury shall not be included in any sick leave allowed such employe by law or regulation Any workmen's compensation paid such injured employe for such period of incapacity shall be turned over to the Commonwealth or county for which the injured employe is employed and paid into the treasury thereof And if such payment shall not be made by the injured employe the amount so due shall be deducted from any salary then and there becoming due and owing

Section 2 At the end of twelve (12) month period following the injury to any employe in the case of any employe eligible by reason of length of service for disability retirement or as soon thereafter as he becomes eligible for disability retirement by reason of length of service and upon examination by proper medical authority if such injured employe shall be declared permanently disabled and unable to perform his or her previous duties such injured employe shall cease to be listed on the current payroll and shall immediately be transferred to the pension roll at the maximum rate he would have received had he been eligible for disability retirement at the time the injury occurred when any such employe ceases to receive such salary or pay from the Commonwealth or the county but has not become eligible for disability retirement because of length of service if he continues to make payments to the retirement fund equal to the last contribution made while an employe until he shall have made contributions for the minimum period required for disability retirement he shall be entitled to a disability retirement allowance beginning at the time of completing such payments upon examination by proper medical authority if declared permanently disabled and unable to perform his previous duties at the maximum rate he would have received had he been eligible for disability retirement at the time the injury occurred

And the amendments made thereto having been printed as required by the Constitution.

On the question,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House as requested.

THIRD READING CALENDAR

BILL ON THIRD READING, DEFEATED ON FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 211, entitled:

An Act to encourage and promote the apple industry of the Commonwealth creating the Pennsylvania State Apple Board defining its powers and duties providing for campaigns of education advertising publicity sales promotion and research to promote the sale and consumption of apples levying a tax on apples appropriating the proceeds of such tax conferring powers and imposing duties on the Department of Agriculture and on the Department of Revenue prescribing penalties and making an appropriation

And said bill having been read at length the third time, and agreed to,

On the question,
Shall the bill pass finally?

Mr. DENT. Mr. President, I know this seems to be such a simple piece of legislation that no one should be disturbed over it, and I am not particularly disturbed, except every two years we come in here and worry about increasing services in the Commonwealth of Pennsylvania and I am going to suggest to the members on both sides of the Senate that this is just another one of the bags we have to hold open every year; it is just a question that every two years we have to do a lot of leg work for these different organizations. This time it is apples, next time it will be tomatoes, squash and everything else.

I suggest to the members of the Senate, to save future headaches, they vote "no" on this particular proposition.

And the question recurring,
Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—19

Berger,	Crowe,	Letzler,	Tyler,
Blass,	Farrell,	Lord,	Wade,
Carr,	Frazier,	Mahany,	Wagner,
Chapman,	Geltz,	Ruth,	Wood, L. H.,
Crider,	Hare,	Scarlett,	

NAYS—29

Barr,	Homsher,	Margie,	Tarr,
Dent,	Jaspan,	Rahauser,	Walker,
DiSilvestro,	Kephart,	Rosenfeld,	Watson,
Doehla,	Klein,	Snowden,	Wilson,
Donlan,	Lane,	Stevenson,	Wolfe,
Haluska,	Leader,	Stiefel,	Wood, T. N.,
Heyburn,	Mallery,	Tallman,	Woodring,
Holland,			

Less than a Constitutional majority of all the Senators having voted "aye" the question was determined in the negative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 492, as follows:

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by increasing the compensation and raising the maximum compensation in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (e) of section four subsection (e) of section six and section seven of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commission county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" are hereby amended to read as follows

Section 4 Registration Commission Membership Bipartisan Term of Office Vacancies Removal Compensation Oath of Office Organization Chairman Secretary Actions by Vote of Majority of Members Record of Proceedings Annual Report

(e) Each commissioner shall receive compensation at the rate of [four thousand five hundred (\$4500) dollars] five thousand five hundred dollars (\$5500) per annum except the chairman who shall receive [five thousand (\$5000) dollars] six thousand dollars (\$6000) per annum

Section 6 Employes Registrars Inspectors of Registration Duties Appointment Incompatible Offices

(e) Each commission may appoint a chief clerk at a compensation not exceeding [three thousand dollars (\$3000)] four thousand dollars (\$4000) per annum who shall have authority to administer oaths and to sign vouchers

Section 7 Counsel Compensation Duties The commission may employ special counsel at a compensation not exceeding [three thousand (\$3000) dollars] four thousand dollars (\$4000) per annum Such counsel shall advise the commission from time to time regarding its powers and duties and the rights of electors and concerning the best methods of legal procedure for carrying out the various provisions of this act and shall appear for and represent the commission on all appeals taken from its decisions or orders to a court of common pleas as herein provided

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Orider,	Homsner,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL OVER IN ORDER

Mr. TALLMAN. Mr. President, I ask unanimous consent that House Bill No. 641, on third reading, entitled:

An Act fixing the salary of county controllers in counties of the third, fourth, fifth and sixth classes and repealing parts of acts inconsistent therewith

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL DROPPED FROM CALENDAR

Mr. TALLMAN. Mr. President, I move that House Bill No. 706, on third reading, postponed, entitled:

An Act to amend subsection (e) of section two of the act approved the eighteenth day of May one thousand nine hundred thirty-seven (P. L. 654) entitled "An act to provide for the safety and to protect the health and morals of persons while employed prescribing certain regulations and restrictions concerning places where persons are employed and the equipment apparatus devices and machinery used therein prescribing certain powers and duties of the Department of Labor and Industry relative to the enforcement of this act and fixing penalties" further regulating dust hazards

be dropped from the Calendar.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the affirmative.)

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 726, as follows:

An Act to amend section two of the act approved the twelfth day of May one thousand nine hundred eleven (P. L. 295) entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one providing for the levy collection and disbursement of taxes and water-rents or rates and conferring certain powers and duties in reference thereto upon the city treasurer the board of water assessors and the collector of delinquent taxes and repealing certain acts relating to matters herein provided for" by fixing a limit for taxes to be levied on real estate

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twelfth day of May one thousand nine hundred eleven (P. L. 295) entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one providing for the levy collection and disbursement of taxes and water-rents or rates and conferring certain powers and duties in reference thereto upon the city treasurer the board of water assessors and the collector of delinquent taxes and repealing certain acts relating to matters herein provided for" is hereby amended to read as follows

Section 2 The councils of said cities of the second class shall be and they are hereby authorized empowered and directed to fix the amounts of money which will be required to defray all the various expenses necessary for conducting the various departments and also to fix the amounts of money necessary for the payment of the interest and principal upon the indebtedness of said cities and the separate indebtedness of any portion or division thereof and for all other municipal purposes and said councils are hereby authorized empowered and directed annually to cause a tax sufficient for all of said purposes to be levied and collected out of the estate real and personal subject to taxation within said cities Provided however That taxes shall not be levied by any such city in any one year upon land at a rate to exceed twenty-eight (28) mills nor upon buildings at a rate to exceed fourteen (14) mills

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. DENT. Mr. President, this bill is a peculiar piece of legislation, in which the Legislature sets itself up as a body that understands the fiscal problems of the city of Pittsburgh.

We are not stating in this legislation that a certain limitation on real estate taxes must be set and established, we are saying that the present taxes in the city of Pittsburgh are sufficient and from now on, henceforth, they shall never be any higher.

We are disregarding entirely the situation relative to the Commonwealth itself. It would be just as feasible and logical for citizens of the city of Pittsburgh to pass legislation and say because the Commonwealth of Pennsylvania has assessed a certain amount of tax revenue, that amount shall be sufficient for the Commonwealth from now on and that we, the citizens of the city of Pittsburgh, shall refuse from now on to pay any additional state taxes because we believe that you have enough money now in your state treasury to meet the necessary and extraordinary expenses of the Commonwealth.

Mr. President, we are going through a terrible situation in the far and mid-west of this great nation. I understand from the papers that over one million acres of valuable farming and grazing land are inundated and useless for this year's crops and grazing.

Mr. President, that situation happened in Pittsburgh in 1937 in the great flood, in the Saint Patrick's Day floods. At that time, Mr. President, the city was called upon to reach into its coffers for extraordinary expenses.

We now say winds, storms and devastating snows are to forever hold back and no longer will the city of Pittsburgh be faced with a situation where they will need extraordinary finances to meet a situation that may be called an emergency.

I say if this Legislature can determine the full and total tax need of the city of Pittsburgh, then perhaps through careful study they can get a limitation upon the tax to be assessed but, Mr. President, when you say Pittsburgh must not ever raise its present tax millage on real estate—I do not believe that any man in politics, or any man in government, local or otherwise, tries to assess taxes beyond the need of that community, and I know too that no member of the City Council of Pittsburgh is anxious to or will unnecessarily raise the real estate taxes of that great metropolis, and I do not believe this Legislature has the right to tie the hands of the city fathers of the city of Pittsburgh, because no man in this room is qualified to say what the maximum need maybe.

I believe the people of the city of Pittsburgh will determine when their tax limit has reached that point that the city is wasting its money and by its open elections they will defeat any person who assesses against them taxes greater than the government needs to carry on the welfare of that community. And so I say to you this Legislature has no business at this time freezing the taxes of the city of Pittsburgh and it looks to me like a specific move by the majority because the city of Pittsburgh happens to be in the hands of the Democratic party politically.

I do not believe—and I will use the words of the

majority leader—that it comes in good grace for the majority side of this Legislature to pass this type of legislation. No man in this room can say what tomorrow will demand of the taxing authorities of the city of Pittsburgh in order that the health and welfare of the people of that community will not be endangered by any unforeseen incident or accident.

Mr. GELTZ. Mr. President, I am rather surprised to find objection from the other side, by the minority floor leader, to this ceiling on the millage on real estate in the city of Pittsburgh, because we already have in the law ceilings on the millage on real estate in townships, first-class cities and substantially every sub-division in Pennsylvania except Philadelphia and Pittsburgh.

I am particularly surprised, however, to hear the minority floor leader get up and make objection to it, because just last week we passed House Bill 800, which was a bill for the purpose of broadening the tax base of the various sub-divisions in the Commonwealth and the minority leader was the one who introduced an amendment which would put a ceiling on the taxing powers under that bill. I can not understand why he would want to put a ceiling on, under that bill, and then object so much to our putting a ceiling on here.

For a number of years we have heard a lot of people, including members of the council of the city of Pittsburgh and the city solicitor, and others, saying that the real estate tax in the city of Pittsburgh was much too high and should be reduced.

Now, since Pittsburgh has received these broader powers in their means of raising taxation, we think that it is time to stop fooling the people back home. When you say we think their real estate tax should be reduced, this bill in itself does not reduce their real estate taxes but it does say you are paying enough taxes on real estate now and we will pass legislation to see that you do not need to pay any higher tax on real estate, since we have given to the city other means and methods of raising additional revenue, up to one hundred per cent increase, in so far as the amount that can be raised from taxation on real estate, and I ask my colleague to vote "aye" on this bill.

Mr. DENT. I will answer the gentleman from Allegheny as best I can. He said there was a ceiling on townships, boroughs and so forth. We agree with that, and we are not objecting to a ceiling being placed, but how could they determine that the present millage is that ceiling? It is not a question of a ceiling, it is a question of freezing. Naturally the city of Pittsburgh had to take into consideration whatever legislation might finally come out of this Senate and House of Representatives, and be signed by the Governor, as to giving them additional rights in the matter of taxation.

Then, Mr. President, neither the Senator from Allegheny, Mr. Geltz nor anyone else, can state to this Senate that the present ceiling, or the present amount of taxes, is the over-all ceiling that shall be allowed in the city of Pittsburgh.

I might say, Mr. President, that when ceilings were being placed on real estate taxes all over this Commonwealth, the then majority, the Republican party, and the then Republican mayor of the city of Pittsburgh and Republican council refused to have the city of Pittsburgh

considered in that broad category and they did not put a ceiling on Pittsburgh at that time.

If they felt at that time that they could not afford to put a ceiling on, how can they come before this Senate and say now that the present tax is all they can raise.

And then, Mr. President, I will answer the gentleman from Allegheny by saying that the amendment that I submitted the other day, in which I put a ceiling on the ordinary revenues that may be raised if this legislation passed, House Bill 800, was an amendment that took into consideration the freezing of local government expenses which are being carried forward by collection of real estate taxes. It is only reasonable to assume, Mr. President, that if they can collect one hundred per cent more taxes in that community, there certainly ought to be then no bounds on any spending that they can possibly conceive, within reason and without reason.

Mr. President, the basis of that amendment was this—in the various communities there are some productive facilities, there are some conditions and some assets that can be taxed that would yield an unlimited amount of taxable revenue, if in that community you had a taxing authority that would go crazy and try to tax and assess on their ability to do so. I can think, Mr. President, of a wage tax in the city of Pittsburgh, for instance, or Philadelphia, if you had some local authority who would want to step that tax up to a ten, fifteen or twenty per cent wage tax, that would raise more money than the whole Commonwealth needs, and I want to say to you when any community can not get along with a hundred per cent additional revenue, the time has come when somebody had better examine the books and accounts of the Commonwealth and of the various localities, and if you say it would not be possible for any community to have such taxing authority then you have no authority to vote for this bill, because you are saying in substance that the city fathers of the city of Pittsburgh do not know when to stop on taxation.

Is there any man in this room who can stand up and say to this Senate that he knows, because of the record, that the city of Pittsburgh is assessing taxes beyond what they need for city uses? Is there any person in this room who can say, and say honestly, that the amount of money now being spent in the city of Pittsburgh is all they shall ever need?

I say to you, Mr. President, that this particular piece of legislation is a punitive piece of legislation, aimed at the Democratic party now in control of the city of Pittsburgh, by the juggernaut Republican majority in the state administration in Harrisburg.

Mr. GELTZ. Mr. President, the minority leader asked the question how do we know this ceiling is the proper ceiling, and all I can say to him is this, that the democratic city solicitor of the city of Pittsburgh, Ann Alpern, the chairman of the finance committee of the city council, Jack Duff, and another member of council Joe McArdle, all have said real estate taxes in the city of Pittsburgh are too high and should be reduced.

With the legislation we put through the other day, House Bill No. 800, we are very hopeful city council in Pittsburgh will reduce taxes on real estate, since they have a chance to get additional revenue under House Bill 800.

Mr. ROSENFELD. Mr. President, I would like to re-

mind all the Senators from Philadelphia, both Democrats and Republicans, if they vote in favor of this bill they would be bound to vote in favor of a similar bill affecting the city of Philadelphia.

Mr. BARR. Mr. President, Senator Dent, when he said it would be just as practical for the city council in Pittsburgh to pass a resolution saying legislative taxes in Pennsylvania were enough, pretty well explained the situation.

In my opinion, Mr. President, the city of Pittsburgh the first of the year is going to be able to cut real estate taxes, providing the governor enacts into law by his signature Bill No. 800 but, personally, the way 800 is now, with all the amendments in it, you are going to have to carry it through every court in the state, I know, and just when the city will be able to impose any taxes on things other than real estate, that I can not answer.

This bill today carries me back two years ago, on a corresponding day, when there were a couple of these three-legged turkeys sponsored by some of my Republican friends from Allegheny county—to try, politically I suppose, to embarrass the city administration because it is democratic. If you pass this bill, gentlemen, I will say it is not going to embarrass them at all. I think every gentleman in this Senate, from their speeches made here, knows the city of Pittsburgh in the last three years has been operating with deficit financing, which we all know is not good business, and the reason they went to the system of deficit financing was that they did not want to increase the real estate tax in the city, which we all know is altogether too high.

Mr. President, I do not know the city administration in Pittsburgh is always going to be democratic, and I do not know that it is always going to be guided by the very able mayor we have, Mr. Lawrence, so consequently I do not think we should legislate for future years.

The last time the millage was up over thirty, Mr. President, was in the last Republican administration in the city of Pittsburgh, and at that time it was 32 on land and 16 on buildings.

In 1936 the city of Pittsburgh was visited, on St. Patrick's Day, by a terrific catastrophe, known as the St. Patrick's Day Flood, and at that time, Mr. President, the city suffered a terrific loss. I do not know when a similar tragedy will strike the city again—I hope it never does—but we should not fix this limit; there should be always provision for an emergency.

I just want to take another moment to quote from an editorial which appeared in the Pittsburgh Press last week headed "The Broad Tax Base"; I will not take the time to read it all but I will quote this part:

"THE 'BROAD' TAX BASE"

"When it comes to tax levies, the State has been stingy as all get-out toward Pennsylvania cities.

"Pittsburgh, like other cities, is at the mercy of the Legislature. Powers of the municipal corporation have been rigidly restricted, especially as to taxing.

"The Legislature has been saying to the people of this metropolis: 'You may have a city, all right. But any time you wish to do anything, you'll have to see us.'

"Until now, the City has been forbidden to tax anything except real estate. And not all real estate, at that. Not utility real estate, for instance. And not many other kinds of real estate.

"But Pittsburgh, like every other major city, has been having troubles. Expenses have risen. More services have

been added. Revenues, meanwhile, have been slipping. There is more to do and less to do it with.

"So now the Legislature, mainly in line with Governor Duff's policy of giving local units of government more responsibility and more tools with which to work, is in the process of 'broadening' the Pittsburgh tax base.

"The House has passed a bill which will give every municipality in Pennsylvania the power to tax anything not taxed by the State.

"It is argued that this bill will give the local official 'too much power.' How can that be? It is less than the power already retained for itself by the Legislature. And it can be withdrawn, practically without notice.

"Yet only a few of the 258 legislators are responsive to the wishes of the people of Pittsburgh.

"But the Mayor and City Council are responsive to the people of Pittsburgh. And if they are not, the people can kick them out.

"So it is in the interests of the people here to give City Hall some leeway in its taxing power. If City Hall abuses that power, the people here at home can do something about it. They can't do much if the Legislature abuses its powers, as it often does."

I would like anyway, Mr. President, to say that is not true in the city of Philadelphia, which has been operating under the same system that this bill, No. 800, provides for each municipality, since 1935—and the only reason a bill to do that in Philadelphia does not appear on the calendar today is because they are under Republican rule. They have been forbidden to tax anything except real estate, and not all real estate at that—not utility real estate and not many other kinds of real estate. I might add that an amendment added to House Bill 505 last Friday made sure there would be no taxes on public utility real estate in the city of Pittsburgh.

In this editorial it goes on to say:

"Right along with this bill to 'broaden' the municipal tax base, however, is another which does the opposite. Instead of giving the people of Pittsburgh and their municipal officials more discretion, this bill gives them less.

"It proposes to put a ceiling on the real estate tax. It would say to City Hall, 'You can tax real estate, but only so much.'

"The bill was introduced by Rep. Norman H. Laughner, who doesn't live in Pittsburgh.

"Now we think real estate is paying enough taxes. In some ways, it is paying more than its fair share. And we don't think the City should add anything to that tax. We don't think it would dare, as a matter of fact.

"But that's something for us to settle. It is not the business of the Legislature. It's a matter between the people of Pittsburgh and their own elected officials.

"The Laughner bill is an arrogant piece of legislation. It should be killed."

In conclusion, Mr. President, I want to say to my friends on the other side of the Senate that this is another cheap political bill which should never have appeared on this calendar on the last day of the session, and I ask support in helping kill this bill.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34

Becker.	Farrell.	Mahany.	Wade.
Berger.	Frazier.	Mallery.	Wagner.
Blass.	Geltz.	Scarlett.	Walker.
Carr.	Hare.	Snowden.	Watson.
Chapman.	Heyburn.	Stevenson.	Wilson.
Crider.	Homsher.	Tallman.	Wolfe.

Crowe.
Doehla,
Donlan.

Kephart.
Letzler.
Lord.

Taylor.
Tyler.

Wood, L. H.,
Wood, T. N.,

NAYS—16

Barr.
Dent.
DiSilvestro.
Haluska.

Holland.
Japan.
Klein.
Lane.

Leader.
Margie.
Rahauser.
Rosenfeld.

Ruth.
Stiefel.
Tarr.
Woodring.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

Mr. DENT. I just want to make the comment, Mr. President, on the fact that the vote on this bill was strictly a party vote, which to my mind certainly bears out my contention that it is punitive legislation, aimed at the Democratic city administration.

Mr. BARR. Mr. President, if the Governor, which I do not think he will, sees fit to sign this bill, I will say to you same men, if we are all back here in 1950, although I think a great number of you will not be back, I will be the one to introduce the same bill for Philadelphia and speed it through to passage because if it is right for Pittsburgh, it is right for Philadelphia, to freeze their real estate tax at the rate it is now.

BILL DROPPED FROM CALENDAR

Mr. TALLMAN. Mr. President, I move that House Bill No. 878, on third reading, postponed, entitled:

An Act to further amend section twenty-one of the act, approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the 'Pennsylvania Board of Parole'; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed upon probation in certain designated cases; providing for the method of appointment of its members, regulating the appointment, removal and discharge of its officers, clerks and employees; dividing the Commonwealth into administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employees thereof making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," further defining the jurisdiction, duties, powers and functions of the Pennsylvania Board of Parole

be dropped from the Calendar.

Mr. HEYBURN. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading consideration of House Bill No. 896, as follows:

An Act providing a monthly expense allowance for members of the General Assembly

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Each member of the general assembly shall receive an allowance for his expenses of one hundred dollars (\$100) per month for each month or part of a

month when the General Assembly is not in regular biennial or special session payable monthly throughout the biennium

Section 2 The expense allowance provided for by this act shall commence as of the fifteenth day of June one thousand nine hundred forty-seven

Section 3 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Farrell.	Letzler.	Tallman.
Becker,	Frazier,	Lord,	Tarr,
Berger,	Geltz,	Mahany,	Tyler,
Blass,	Haluska.	Mallery.	Wagner,
Carr,	Hare,	Margie,	Walker,
Chapman.	Holland,	Rahauser,	Watson,
Crider,	Homsher,	Rosenfeld.	Willson,
Crowe.	Jaspan,	Ruth,	Wolfe,
Dent,	Kephart.	Scarlett,	Wood, L. H.
DiSilvestro,	Klein,	Snowden,	Wood, T. N.
Doehla,	Lane,	Stevenson.	Woodring.
Donlan,	Leader.	Stietel,	

NAYS—2

Heyburn, Wade,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL DROPPED FROM CALENDAR

Mr. TALLMAN. Mr. President, I move that House Bill No. 1013, on third reading, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania.

be dropped from the Calendar.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. MAHANY. Mr. President, I desire to be recorded as voting "no" on the motion.

The PRESIDENT. The gentleman from Crawford, Mr. Mahany, will be so recorded.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the affirmative.)

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 580

Mr. CROWE. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 580, entitled:

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hun-

dred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" by establishing an exemption for capital actually and exclusively employed in coal mining or coal mining and preparation plant business with regard to the capital stock tax and franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies and postponing the effective date of said exemption.

The PRESIDENT. The report will lie over for printing under the rules.

THIRD READING CALENDAR

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1114, as follows:

An Act to amend thereof section four hundred seventeen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" further regulating the compensation of watchers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of section four hundred seventeen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An Act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" are hereby amended to read as follows

* * * * *

Section 417 Appointment of Watchers

(c) No candidate or committee of a political party or of a political body nor any other person or persons shall pay to any watcher [in any election district in a city] compensation in excess of ten (\$10.00) dollars per diem [or to any watcher in any other election district compensation in excess of five (\$5.00) dollars per diem]

And said bill having been read at length the third time, On the question,

Will the Senate agree to the bill on third reading?

Mr. BARR. I would think more of the sponsor of this bill, Mr. President, if he would put in the bill a provision to outlaw watcher's certificate. I do know that the cost of living has gone up but I also know it has not gone up that much, that we have to raise the pay of watchers from \$5 to \$10.

I do not think that we, as members of the Senate, should have to get into the Heyburn-McClure fight in

Delaware County, because it seems to me that that is all this bill is, and I ask the members on this side to vote "no."

Mr. HOLLAND. Mr. President, I have introduced in every session of the Legislature at which I have been a member a bill providing for the elimination of watcher's certificates but of course it has always died in Committee and here we have a bill providing to raise watcher's certificates from \$5 to \$10.

I understand that this bill was introduced by Mr. Layer who is in the employ of Mr. Pew, preparing for a fight in Delaware County—the Pew forces there, led by Mr. Heyburn, through pull, assigned Mr. Layer.

If they can not do anything else they are going to buy the election, they are going to have so much money that they go around and use these watcher's certificates—as I understand, they are used in Delaware County not for watchers but are left in a house where two or three voters are and they leave so many watcher's certificates in the house and the people there are supposed to go down and cast their votes. As far as watching is concerned, they do not do any.

I do not think it is fair to drag into the Legislature a bill of this type. In its original form it is absolutely and completely out of reason. It was, however, amended in the House.

I do not think government should be given to the highest bidder, and that is what we are doing when we permit excessive expenditures at the polls. In other words, it is going to get to the point of who has the most money will win elections. If that is the case, why have elections. We should not permit the highest bidders to use our money to run government, and that is all this bill intends to do.

This is the third political bill on the calendar today. It always seems these political bills are held until the last minute and then shot through and I do not think that we, as members of the Senate and House of Pennsylvania, should be called into a fight in Delaware County between Pew and McClure and Heyburn. Let them settle their own fight in Delaware County and maybe we will get better government out of Delaware County than we have been getting.

Mr. DENT. Mr. President, I just want to call attention to one little feature in this bill. There are eight thousand two hundred election districts in the Commonwealth of Pennsylvania. With a minimum in a general election of two watchers for each party, and with the primary election, you can easily conceive that we could spend on election day in the Commonwealth of Pennsylvania \$30,000,000.

Mr. WADE. Mr. President, it would seem that our colleague from Allegheny, Senator Barr, was trying very hard to mislead our colleagues when voicing on this bill.

Previously those residing in a city had the privilege of paying watchers at elections up to \$10—it was not compulsory that anybody pay \$10, or any amount of money at all.

Now, if the bill passes and becomes a law as it is currently drawn, those in any election district will have the privilege of paying a watcher up to \$10. Contrary to the statement of the gentleman from Allegheny, Senator Barr, they will not necessarily pay \$10, nor is there any increase in cities. The previous level set was \$5 in any district outside a city, and if this bill is enacted, I repeat, Mr.

President, it will put a ceiling on uniformly throughout all election districts of the state at a maximum of \$10.

Mr. DENT. I might suggest to the gentleman from Cumberland, Mr. Wade, if we are going to put the counties on the same basis as cities, in that case we should amend House Bill 417 and pay rural school teachers the same as you do in the cities because certainly school teachers are as important as election watchers.

I would suggest, Mr. President, if the majority will hold this bill over for just a few minutes, I will prepare an amendment which will outlaw payment to any watcher of any amount in an election and allow elections to follow for the first time in the history of this state the desires and wishes of the people.

Mr. HEYBURN. Mr. President, I think the Senator from Cumberland, Mr. Wade, pretty nearly hit the nail on the head. I am not concerned with this bill, Mr. President—I expect to vote "aye"; however, not for the reasons outlined by the lieutenant of the Lawrence organization in Pittsburgh, where they pay watchers \$10 per person at the polls. There are sections in the state, outside of the large cities, where a watcher has just as much work to do as they do in the cities and I see no reason, Mr. President, why it should not be possible to pay a watcher in the country up to \$10, if necessary, just the same as if it is necessary in a city.

As far as the Senator's offer to amend the bill so no watchers are paid, that is all right with me, Mr. President; so long as the country districts and the cities are on an equal basis, Mr. President, I do not care. I suppose that the gentleman on the other side are used to handling political campaigns and they must be somewhat familiar with election laws and they know, Mr. President, that there are all sorts of work that political workers do, or say they do, and get paid for, like transportation of electors—there is no limit to how many you can have in an election district in the democratic United States, you can have as many as you want. As I remember the law, in a general election you may only have three watchers to a district.

So I think what the fellows on the other side need to do is become a little more familiar with the election code.

Mr. WADE. Mr. President, we listened but a few minutes ago to the distinguished gentleman from Westmoreland County, Senator Dent, when he suggested we have a short recess during which he would change this bill and eliminate the provision of paying any salary to watchers, and I merely want to remind the gentleman, in the closing days of this session, that we on the Republican side would get the bad end of that deal—it has long been recognized that it is not necessary for anybody to watch Republicans but, on the other hand, we must be very careful and watch our opponents.

Mr. DENT. I do not know much about it, Mr. President, but I remember one time, years ago, I heard Irvin Cobb make a radio address in which he said he would not be justified in taking the position that every Republican was a horse thief, but from his own knowledge he would testify that every horse thief was a Republican.

I might say to the gentleman that I am going to ask now that this bill go over in its order so that I may prepare amendments, in which I will be supported by the gentleman from Delaware, Mr. Heyburn.

MOTION THAT BILL GO OVER IN ORDER

Mr. DENT. Mr. President, I move that House Bill No. 1114, on third reading, go over in its order.

Mr. BARR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. HEYBURN. Mr. President, I have no objection to amending this bill so they get one dollar or nothing at all, it suits me fine. However, this being the last legislative day, I am wondering just how the gentleman would amend the bill and then pass it; it has to be printed for the use of the members.

Mr. BARR. I can amend it very simply, by strike-out amendments, just take the money out.

Mr. HEYBURN. O. K. with me.

Mr. WALKER. I do not like to have to pay these watchers but I understand from discussion with the sponsor of the bill these are the watchers that watch the watchers and that is why they have to pay them more money.

Mr. DiSILVESTRO. Mr. President, I intend to vote "aye" because I believe in the doctrine that money talks. You see, Mr. President, when you give \$10 to a watcher you have atomic energy in action.

And the question recurring,

Will the Senate agree to the motion?

(A voice vote having been taken the question was determined in the negative.)

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS--35

Becker.	Donlan.	Lord.	Wade.
Berger.	Farrell.	Mahany.	Wagner.
Blass.	Frazler.	Mallery.	Walker.
Carr.	Geltz.	Scarlett.	Watson.
Chapman.	Hare.	Snowden.	Wilson.
Cridler.	Heyburn.	Stevenson.	Wolfe.
Crowe.	Homsher.	Tallman.	Wood, L. H..
DiSilvestro.	Kephart.	Taylor.	Wood, T. N..
Doehla.	Letzler.	Tyler.	

NAYS--15

Barr.	Jaspan.	Margie.	Stiefel.
Dent.	Klein.	Rahauser.	Tarr.
Haluska.	Lane.	Rosenfeld.	Woodring.
Holland.	Leader.	Ruth.	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of House Bill No. 1193, as follows:

An Act authorizing public utility corporations engaged in transmitting electricity or transporting steam water gas oil or gasoline by pipe to obtain rights of way across public property in Cities of the First Class upon the consent of such city

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Any public utility company engaged in transmitting electricity or transporting natural or artificial gas steam water crude oil gasoline or petroleum products by pipe or conduit for the public for compensation shall have the privilege to take rights of way across any publicly owned property located within the corporate limits of any City of the First Class upon the consent of the City of the First Class to said right of way first had and obtained which consent the said cities are the said city by the majority vote of the members of its council is hereby empowered to give upon terms to be agreed upon by the said city and the said public utility corporations

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. JASPAN. Mr. President, this is a very important bill, respecting the city of Philadelphia. I have discussed many punitive bills on the floor of the Senate but I think this is the most dangerous bill ever presented to us for consideration. This bill deals with Fairmount Park, the second largest park in the country.

The bill before us, Mr. President, appears to be very simple or innocuous but a careful analysis, examination and investigation clearly indicates that it is pregnant with dangerous implications. Let us read this bill, House Bill 1193, introduced by Mr. Reilly April 1, 1947, the title of which reads "an act authorizing public utility corporations engaged in transmitting electricity, or transporting steam, water, gas, oil, or gasoline by pipe, to obtain right of way across public property in cities of the first class upon the consent of such cities." Section 1 of this bill reads: "Any public utility company engaged in transmitting electricity or transporting natural or artificial gas, steam, water, crude oil, gasoline or petroleum products by pipe or conduit for the public for compensation shall have the privilege to take right-of-way across any publicly owned property . . . by and with the consent of a majority of the members of council.

On the surface, Mr. President, to one who is not familiar with the set-up in Philadelphia, it seems as if we are about to enact legislation for which there is absolutely no need. The city of Philadelphia today, without any necessary new legislation, has the right to give right-of-way across its property to public utilities.

However, we have a park in Philadelphia known as Fairmount Park, the second largest park in the United States, and our city council desires to sabotage that park for the benefit of a few utilities which could very well use sections going through the park for the laying of pipes, transmission lines, distribution wires, substations and the like.

By virtue of an act of assembly dated 1863, and its supplements, Fairmount Park has for its custodian the Fairmount Park Commission, appointed by the judges. Its members are all outstanding men, who time and again have proven their worth and, what is equally important, is the fact that these men as appointed by the court are free from political influence. They have truly made our Fairmount Park a place of beauty and a public place for out-of-door recreation and pleasure, and that is the definition of a park, a tract of land set aside and beautified for recreation and pleasure and nothing else. But our city council, as it

is constituted today, views the park with jealous eyes and certainly is very jealous of the powers of the Fairmount Park Commission. Until recently our city council refused to appropriate sufficient money to pay for the park guards to protect Fairmount Park. There is a reason for that and I will explain it as I go on.

Mr. President, this bill definitely represents a conspiracy, and when I say conspiracy I mean exactly what I say, between city council and the utilities, to sabotage the park for private gain, and I mean private gain. It further reveals a disposition on the part of council to strip the Park Commission of its duty to properly manage the park, and put it in cheap political hands.

This bill was given to the sponsor by one of our councilmen, representing the council in legislative matters. So it is a foregone conclusion, if you read the bill, which requires the consent of city council, that council will not do anything but the bidding of the utilities. And that is contained in the bill. I did not put it in there. The Republican City Committee of Philadelphia, backed by its councilmen, put it in there.

The sponsor—I will not mention his name because I think he is a swell person and a fine person, definitely told me he knew nothing about the bill at the time of its introduction, but later was told by a colleague in the House it was full of dynamite. Nevertheless, he could not very well withdraw, excepting he did not press action until pressure became so great that, fearful of political reprisals, he forced action. I find no fault with the sponsor of the bill—he is a fine person.

However, I can not condemn too strongly the conspirators who imposed on the good nature of this individual. May I ask why this all-important bill was not presented to a member of the House versed in these matters? The fact of the matter is they were very much afraid of it, they realized it was a Trojan Horse, bound to do damage to the citizenry of Philadelphia, particularly to those who use the park for purposes of recreation and pleasure.

We who are wealthy and can afford the luxury—but I am interested in our people by and large, and ninety per cent of them use Fairmount Park for a place of pleasure and recreation and, I repeat, that is the purpose of the park and certainly not for the benefit of the utilities.

I now ask, and I repeat it with a great deal of emphasis, what deal is in the offing? How many utilities are now seeking rights-of-way across the park? Who are these utilities that seek these rights? Can they not use city property other than the park? Have these utilities been refused rights-of-way across the park by the Park Commission, and why? Is this bill an attempt to by-pass the Park Commission itself? In fact, I will say it is an attempt to do indirectly what they do not have the moral courage to do directly, by transferring powers from the Park Commission to city council.

Gentlemen, we are entitled to this information. I have many questions to present to my friends from Philadelphia; I am very much afraid they can not answer them and I do not care to embarrass them, but if they want the floor to answer these questions I will ask the questions.

The entire matter to me reeks with filth and leaves a stench in my nostrils. May I inform you that the Park Commission has given authority to utilities—the Park Commission now in charge, now in direct control—has

given authority to utilities to use rights-of-way in the park, but they have always been careful, in so doing, that it would not destroy the beauty of the park or affect its recreational value. This is obviously an attempt to obtain rights with little or no cost at the expense of the public.

Mr. President, there is one very important proposition which I want to bring to the attention of the members of the Senate with respect to House Bill 1193—the constitutionality of this bill. I have talked with the attorney for the Joint State Government Committee and this is his answer—the most screwy bill that was ever presented to the Legislature—and I think my friend from Delaware knows who the attorney for the Joint State Government Committee is. I have also talked with other attorneys connected with our state government and they say definitely it is unconstitutional. In attempting to by-pass the duties or the rights of the Park Commission they make no reference whatsoever to the Park Commission or the park in the bill, a very carefully worded bill but a very foolish bill and, further and more important, in reference to the repeal of the Act of 1863 and its supplement, creating a Park Commission and defining its powers—how in the world can we pass legislation like this, taking away rights from the Park Commission and putting them in the hands of council, who seek to sabotage our park for their own private gain? What is going on here, my friends? It is high time we cut this thing short. The utilities have their rights but so do our people. The utilities can use the city streets, they can use homes, they can condemn, but to go in our park and deliberately take property, with the approval of city council and, as I said before, it is a foregone conclusion city council will give them anything they want for a dollar a year. Why? Let us forget for the moment its validity or constitutionality and let us inquire into the motive behind it. If the sponsors of the bill were honest about the whole matter would they not have referred to the park in this bill? Read this bill—Senator Farrell, Senator Kephart, Senator Lord, Senator Frazier, all from Philadelphia, read it and show me one mention, one iota, one word, referring to the park or Park Commission. This is one of those joker bills, seeking to destroy the park for the benefit of certain utilities. Would they not have inserted a provision in it repealing all acts inconsistent therewith? No, they were afraid it would come to light that this is being done for the benefit of the utilities. Those two features, Mr. President, were deliberately omitted to avoid suspicion. They realized that any attempt to interfere with the management of the park would excite public indignation and their plans would fail. So hence a carefully but foolishly worded bill, prepared in the handwriting of the utilities. Attempts have been made previously by city council to encroach upon the rights of the Park Commission, but the courts have invariably upheld the commission.

This bill definitely represents a conspiracy between city council and the utilities to sabotage the park. It further reveals a disposition on the part of council to strip the park commission of its authority to properly manage the park.

My friends, I can appreciate whom you are ready to serve. I can appreciate that fact that I am taking this stand on the side of the people, in the interest of the people—I am interested in the utilities, when they have rights and they deserve those rights, but when their rights interfere

with the rights of the people to use Fairmount Park, that is a dangerous situation and so I say to you be careful in enacting this legislation. I have only one vote—and there may be fifteen others with me on this side—and it means more to me to protect the interests of the people of the city of Philadelphia. The Park Commission has not denied the rights to use rights, so long as it is not in a section where it would interfere with those portions that are used by the public, where it would interfere with recreation or pleasure or the beauty of the park, and that is the purpose of any park.

These men are not politically inclined and they are doing a good job, and if the Republican Party thought they were not doing a good job we would have a bill in the House or Senate to strip the Park Commission of its authority and put it in the hands of city council, but we know better in the city of Philadelphia. We know what would happen if such a thing would happen. We would not have a park very long. You would not have one utility, you would have five, six, ten, twelve, electric, gas, power, whatnot using the park. And when you give park rights away it means from the center of the earth to heaven, nothing more, nothing less, and nobody dare encroach upon those rights-of-way as used by the utilities. So they want you, and you, and you, and I in Philadelphia, and my neighbors in adjoining counties, to vote for this bill. For what purpose? Let us not let that happen. I know what is behind this and so do you.

Let me say to you in conclusion, my friends, that if Fairmount Park is to remain truly a park, keep it out of the hands of city council and the utilities. The utilities are operating now but they are not interfering, as I said with the pleasure and recreation of the people. Let us not sell our people short. I say with all the emphasis at my command there is something rotten in Denmark. I say over and over again this bill smells to high heaven. Let us vote this unconstitutional bill down.

Mr. STIEFEL. I desire to make an appeal to the rural members of the Senate. It seems that throughout the entire session we hear a lot about Pittsburgh and Philadelphia. It is a tale of two cities, and the out-land between them, and there is an attitude from time to time assumed by the rural Senators of a plague on both of your houses. But when it comes to the Fairmount Park Commission, fully realizing the vote will be 34 to 16, I still feel duty-bound to make an appeal for support against this measure, because the teeming thousands in my district have only one outlet and that is Fairmount Park. Most of the members of the Senate who hail from rural sections are blessed with the scenic beauty of their districts; we in Philadelphia have lost almost everything but we have Fairmount Park—and then we have the stench of the Schuylkill River—but to deprive us of Fairmount Park means depriving thousands of our city from their Sunday recreation.

This bill, if passed, will damn Fairmount Park. This is the closing day of the session and I respectfully submit that until the day will come when up-state Senators will make more frequent visits to Philadelphia and learn conditions in Philadelphia and accept them, they will not be able to perceive the picture which we from time to time present to them.

I plead with you gentlemen to save Fairmount Park and defeat this measure.

Mr. FRAZIER. Mr. President, the distinguished Senator from Philadelphia is always a most vociferous and ardent advocate but when he is talking about our beautiful park, there are several things I must say to him. The park is not pregnant—prostitutes do not go there—if he had left prostitution of the park out, if he had left out those terms, I would not have said a word, but in so far as those thoughts are concerned he is entirely erroneous.

The Fairmount Park Commission is composed of very distinguished and very able citizens, such as Joseph Carson, Frank H. Caven, W. Kirkland Dwyer, Joseph P. Gaffney, former city solicitor of Philadelphia, John B. Kelly, former leader on the other side, Dr. John F. McCloskey, John H. Packard, Raymond Rosen, Charles I. Thompson, Jay Cooke, our distinguished citizen.

It is not the desire of the citizens of Philadelphia to take away control of Fairmount Park from this commission. We do not propose to prostitute the park. Tears were running down my cheeks when the Senator from Philadelphia, Mr. Stiefel, pictured those thirty-nine hundred beautiful acres as entirely destroyed for the citizens of Philadelphia because we want this little privilege to be given.

The reason we did not speak of Fairmount Park in the bill is because Fairmount Park contains 3,926 acres and the city of Philadelphia has such confidence in the Fairmount Park Commission that they have put under their control almost all park areas in Philadelphia—there are 7,794 acres under their control now, almost twice the area of Fairmount Park.

We are not going to put in gas stations and all the utilities that Mr. Jaspán has in his mind, through Fairmount Park. The commissioners of Fairmount Park have given the privilege to utilities to go in there, and on that they want guidance from city council.

It is either carry a tremendously powerful industry through and under Fairmount Park, bring an entire industry into Philadelphia and make employment and increase taxable properties in Philadelphia, or make them go two or three miles around the park underground. It seems to me that it is much better that we go under an unused part of Fairmount Park than tear up four or five miles of city streets.

The Senator from Philadelphia says there is no need for this legislation. This legislation is to give the city of Philadelphia the power to do this, with proper restrictions. I can see no conspiracy for private gain. Ever since I have been up here in this Senate this last time I have heard nothing at all but deal, deal, deal—nobody has dealt with me—maybe Senator Jaspán gets some of those deals, I do not know.

The beauty of the park will not be destroyed. This is a very simple bill, to allow our city council to control this situation. Senator Jaspán can be well justified in realizing city council would not do anything which would jeopardize themselves by harming Fairmount Park, and therefore I ask my colleagues to vote in favor of this legislation.

Mr. JASPÁN. Mr. President, I desire to interrogate the gentleman from Philadelphia, Senator Frazier.

The PRESIDENT. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. FRAZIER. I will, Mr. President.

Mr. JASPAN. Did I understand the gentleman from Philadelphia to say the Fairmount Park Commission was composed of outstanding men?

Mr. FRAZIER. No question about that; some of the finest citizens of Philadelphia?

Mr. JASPAN. Haven't they given rights to utilities to use rights-of-way across the park in the past?

Mr. FRAZIER. If they have, why does the gentleman object to them doing so again.

Mr. JASPAN. Will the gentleman please answer the question? Never mind, Mr. President, I will not question the gentleman any further. His answer is very silly. They have given rights-of-way to the utilities.

Mr. FRAZIER. I thought that was what the gentleman objected to.

Mr. JASPAN. Mr. President, this bill would give the right to the city council to cooperate with the utilities and give rights-of-way for a dollar a year. The gentleman from Philadelphia, Senator Frazier, says they are outstanding men and yet they have given rights-of-way in the past. There is no reason for having this silly bill, especially in view of the fact that it does not refer to the Park or Park Commission, in the least and further, it does not repeal the act of 1853 or its supplements, which created the Park Commission and defined its powers. It is exactly as my friend said—he did not say it but I take from what he said there is no reason for any change in the law, and I therefore ask everybody here to vote “no.”

Mr. FRAZIER. Mr. President, I just want to say one word in conclusion—and I hope it is in conclusion—if these precious city fathers in Philadelphia, who the gentleman says have these ulterior motives in their minds, did not want to continue in existence the Fairmount Park Commission, they could very easily have the Commission abolished, but it has been in existence since 1853 and, as far as the city fathers are concerned, they desire it to continue to exist because it is doing a good job.

Mr. STIEFEL. Mr. President, I very seldom speak twice on a bill, and my colleague, Senator Kephart, has just admonished me to be very brief, but I only want to say to my colleagues, when they get home from this cloistered atmosphere and examine the legislation passed in this Senate and in the General Assembly, and compose the story of Philadelphia which has been written during the days of this session, the most rapacious chapter of that story is bill 1193.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—32

Berger,	Frazier,	Mahany,	Wade,
Blass,	Geltz,	Mallery,	Wagner,
Carr,	Hare,	Scarlett,	Walker,
Crider,	Heyburn,	Snowden,	Watson,
Crowe,	Homsher,	Stevenson,	Wilson,
Doehla,	Kephart,	Tallman,	Wolfe,
Donlan,	Letzler,	Taylor,	Wood, L. H.,
Farrell,	Lord,	Tyler,	Wood, T. N.,

NAYS—17

Barr,	Holland,	Leader,	Ruth,
Chapman,	Jaspan,	Margie,	Stiefel,
Dent,	Klein,	Rahausen,	Tarr,

DiSilvestro,	Lane,	Rosenfeld,	Woodring,
Haluska,			

A majority of all the Senators having voted “aye” the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same without amendments.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the committee on Executive Nominations.

MEMBER OF THE STATE ATHLETIC COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John W. Montgomery, McKeesport, Allegheny County, for appointment as a Member of the State Athletic Commission, from March 8, 1946, for the term of two years and until his successor is appointed and qualified.

JAMES H. DUFF.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA INDUSTRIAL SCHOOL AT CAMP HILL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Pennsylvania Industrial School at Camp Hill:

Rev. Glenn W. Foulke, Blain, Perry County, from August 24, 1945, for the term of four years and until his successor is appointed and qualified.

George W. Kunkle, Route 6, Carlisle, Cumberland County, from August 24, 1945, for the term of four years and until his successor is appointed and qualified.

D. Edward Long, Fayetteville, Franklin County, from August 24, 1945, for the term of four years and until his successor is appointed and qualified.

Martin G. Schmidt, 215 West Main Street, Mechanicsburg, Cumberland County, from August 24, 1945, for the term of four years and until his successor is appointed and qualified.

Clarence A. Wills, Fairfield, Adams County, from August 24, 1945, for the term of four years and until his successor is appointed and qualified.

Hon. Robert E. Woodside, Jr., 276 North Street, Millersburg, Dauphin County, from August 27, 1945, for the term of four years and until his successor is appointed and qualified.

JAMES H. DUFF.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA TRAINING SCHOOL AT MORGANZA

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the

Board of Trustees of Pennsylvania Training School at Morganza, for the term of four years, and until their successors are appointed and qualified:

Hon. S. John Morrow, Uniontown, Fayette County, vice Henry Baker Reiley, Somerset, resigned.

D. S. Pollock, Canonsburg, Washington County, vice Hon. John N. O'Neil, Jr., Washington, resigned.

JAMES H. DUFF.

RECESS

Mr. TALLMAN. Mr. President, I move that the Senate do now take a recess for forty-five minutes.

Mr. TAYLOR. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

RESOLUTION RECALLING FROM THE GOVERNOR. HOUSE BILL No. 182

The Clerk of the House of Representatives being introduced presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, June 16, 1947.

Resolved, (If the Senate concur), That House Bill No. 182, Printer's No. 574, entitled:

An Act to further amend clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled "Public Assistance Law," by changing the qualifications relating to pensions of blind persons.

be recalled from the Governor for the purpose of further consideration.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE DISCHARGES COMMITTEE OF CONFERENCE ON SENATE BILL No. 720

He also informed the Senate that the House has discharged the House Committee of Conference on Senate Bill No. 720, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties;" by changing the effective date thereof.

HOUSE INSISTS UPON ITS AMENDMENTS NON- CONCURRED IN BY THE SENATE TO SENATE BILL No. 720

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 720, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties;" by changing the effective date thereof.

SENATE RECEDES FROM ITS NON-CONCURRENCE IN HOUSE AMENDMENTS TO SENATE BILL No. 720

Mr. TALLMAN. Mr. President, I move that the Senate recede from its non-concurrence in the amendments made by the House to Senate Bill No. 720.

Mr. HEYBURN. Mr. President, I second the motion.
The motion was agreed to.

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 720

Mr. TALLMAN. Mr. President, I move that the Senate concur in the amendments made by the House to Senate Bill No. 720.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Geltz,	Lord,	Tarr,
Becker,	Haluska,	Mahany,	Taylor,
Berger,	Hare,	Mallery,	Tyler,
Chapman,	Heyburn,	Margie,	Wade,
Crider,	Holland,	Rahauser,	Wagner,
Crowe,	Homsher,	Rosenfeld,	Walker,
Dent,	Jaspan,	Ruth,	Watson,
DiSilvestro,	Kephart,	Scarlett,	Wilson,
Doehla,	Klein,	Snowden,	Wolfe,
Donlan,	Lane,	Stevenson,	Wood, L. H.,
Farrell,	Leader,	Stiefel,	Wood, T. N.,
Frazier,	Letzler,	Tallman,	Woodring,

NAYS—2

Blass, Carr,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE DISCHARGES COMMITTEE OF CONFERENCE ON SENATE BILL No. 760

He also informed the Senate that the House has discharged the House Committee of Conference on Senate Bill No. 760, entitled:

An Act to further amend section two hundred five, subsection (2) of section two hundred six and sections five hundred one, five hundred two, five hundred seven, eight hundred two and eight hundred seven, and to amend subsection (b) of section three, Article 11, sections three hundred one, four hundred one, six hundred three, six hundred four, six hundred six, six hundred seven, seven hundred one, seven hundred four, eight hundred four, eight hundred six and nine hundred four of the act, approved the fifth day of August, one thousand nine hun-

dred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further regulating and improving the civil service of certain departments and agencies of the Commonwealth, and repealing an existing law.

**HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED IN BY THE SENATE TO SENATE
BILL No. 760**

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 760, entitled:

An Act to further amend section two hundred five, subsection (2) of section two hundred six and sections five hundred one, five hundred two, five hundred seven, eight hundred two and eight hundred seven, and to amend subsection (b) of section three, Article 11, sections three hundred one, four hundred one, six hundred three, six hundred four, six hundred six, six hundred seven, seven hundred one, seven hundred four, eight hundred four, eight hundred six and nine hundred four of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personnel Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further regulating and improving the civil service of certain departments and agencies of the Commonwealth, and repealing an existing law.

**SENATE RECEDES FROM ITS NON-CONCURRENCE
IN HOUSE AMENDMENTS TO SENATE BILL No. 760**

Mr. TALLMAN. Mr. President, I move that the Senate recede from its non-concurrence in the amendments made by the House to Senate Bill No. 760.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

**SENATE CONCURS IN AMENDMENTS MADE BY THE
HOUSE TO SENATE BILL No. 760**

Mr. TALLMAN. Mr. President, I move that the Senate concur in the amendments made by the House to Senate Bill No. 760.

Mr. HEYBURN. Mr. President, I second the motion. On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geitz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

**HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED IN BY THE SENATE TO SENATE
BILL No. 548**

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 548, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing boards of school directors to enter into contracts with the Federal Government or any of its agencies for the education of veterans in the public schools and providing that such persons should not be considered in determining district teaching units as the basis for Commonwealth subsidies and excluding teachers employed to teach such veterans from the tenure provisions thereof.

**SENATE INSISTS UPON ITS NON-CONCURRENCE IN
THE AMENDMENTS MADE BY THE HOUSE TO
SENATE BILL No. 548**

Mr. TALLMAN. Mr. President, I move that the Senate insists upon its non-concurrence in the amendments made by the House to Senate Bill No. 548, and that a Committee of Conference be appointed.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

**COMMITTEE OF CONFERENCE APPOINTED ON
SENATE BILL No. 548**

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. WAGNER, HOMSHER and DiSILVESTRO, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the difference existing between the two houses in relation to Senate Bill No. 548.

Ordered, That the Clerk inform the House of Representatives accordingly.

**HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED IN BY THE SENATE TO SENATE
BILL No. 689**

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 689, entitled:

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide Revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing further for the assessment collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities and imposing duties on certain county officers and providing penalties.

**SENATE INSISTS UPON ITS NON-CONCURRENCE IN
THE AMENDMENTS MADE BY THE HOUSE
TO SENATE BILL No. 689**

Mr. TALLMAN. Mr. President, I move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 689, and that a Committee of Conference be appointed.

Mr. HEYBURN. Mr. President, I second the motion.
The motion was agreed to.

**COMMITTEE OF CONFERENCE APPOINTED ON
SENATE BILL No. 689**

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. KEPHART, LLOYD H. WOOD and BARR, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 689.

Ordered, That the Clerk inform the House of Representatives accordingly.

**HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED BY THE SENATE TO SENATE Bill No. 378**

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 378, entitled:

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act, approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent.

**SENATE INSISTS UPON ITS NON-CONCURRENCE IN
THE AMENDMENTS MADE BY THE HOUSE TO
SENATE BILL No. 378**

Mr. TALLMAN. Mr. President, I move that the Senate insists upon its non-concurrence in the amendments made by the House to Senate Bill No. 378, and that a Committee of Conference be appointed.

Mr. HEYBURN. Mr. President, I second the motion.
The motion was agreed to.

**COMMITTEE OF CONFERENCE APPOINTED ON
SENATE BILL No. 378**

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. WAGNER, HOMSHER and TARR, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 378.

Ordered, That the Clerk inform the House of Representatives accordingly.

**HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED IN BY THE SENATE TO SENATE
BILL No. 848**

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 848, entitled:

An Act increasing the salaries of certain elected county officers whose salaries are payable out of the treasury of cities of the first class.

**SENATE INSISTS UPON ITS NON-CONCURRENCE
IN THE AMENDMENTS MADE BY THE HOUSE TO
SENATE BILL No. 848**

Mr. TALLMAN. Mr. President, I move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 848, and that a Committee of Conference be appointed.

Mr. HEYBURN. Mr. President, I second the motion.
The motion was agreed to.

**COMMITTEE OF CONFERENCE APPOINTED ON
SENATE BILL No. 848**

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. FRAZIER, LORD and ROSENFELD, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 848.

Ordered, That the Clerk inform the House of Representatives accordingly.

**HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED IN BY THE SENATE TO SENATE
BILL No. 707**

He also presented communication from the House of Representatives informing the Senate that the House

insists upon its amendments non-concurred in by the Senate to Senate Bill No. 707, entitled:

An Act relating to boarding houses for children; providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance, operation and conduct thereof, by the Department of Welfare; defining offenses and prescribing penalties

SENATE INSISTS UPON ITS NON-CONCURRENCE IN THE AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 707

Mr. TALLMAN. Mr. President, I move that the Senate insists upon its non-concurrence in the amendments made by the House to Senate Bill No. 707, and that a Committee of Conference be appointed.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 707

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. MALLERY, BERGER and KLEIN, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 707.

Ordered, that the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 805 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 805, entitled:

An Act to amend section twenty-five of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled "Second Class County Jury Law," increasing the salaries of members of the commission.

and has appointed Messrs. FLEMING, KIRLEY and BEECH, as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 817 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 817, entitled:

An Act defining and regulating certain installment sales of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating and licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting incidental charges in connection with such instruments; and

fixing maximum interest rates for delinquencies, extensions and loans; regulating insurance in connection with such sales; regulating reposessions, redemptions, resales and deficiency judgments, and the rights of parties with respect thereto; authorizing extensions, loans and forebearances related to such sales; authorizing investigations and examinations of persons engaged in the business of making or financing such sales; prescribing penalties; and repealing certain acts.

and has appointed Messrs. SORG, BRUNNER and LOVETT as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVED AND SIGNED SENATE BILL No. 439, PRINTER'S No. 323

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 439, Printer's No. 323, entitled "An Act to amend Sub-section (b) of section ten of the act approved the twenty-first day of May one thousand nine hundred and thirty-one (P. L. 149) entitled 'An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distribution to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation' and providing a uniform ratio for distribution of the unencumbered balance."

JAMES H. DUFF

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. HEYBURN. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 16, 1947.

Mr. WALKER. Mr. President, I second the motion. The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947.
To the Honorable, the Senate of the Commonwealth of
Pennsylvania:

In conformity with law, I have the honor hereby to
nominate for the advice and consent of the Senate the
following persons for appointment as Notaries Public, for
terms of four years to compute from the date of con-
firmation:

BEDFORD COUNTY

Ross E. Hershberger, Bedford.

BERKS COUNTY

Mrs. Eleanor S. Heiser, Reading.

PHILADELPHIA COUNTY

Mrs. Catherine C. Kane, Phila., 1637 North Broad St.

SOMERSET COUNTY

Merle W. Baker, Elk Lick Twp., Boynton.

JAMES H. DUFF.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. HEYBURN and Mr.
WALKER,

That the Senate do advise and consent to said nomi-
nations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions
of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring
Farrell,	Letzler,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the
question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B.
ported that the following bills had passed both houses
of the General Assembly and the same being correct,
the titles were publicly read as follows:

Senate Bill No. 56, entitled:

An Act to further amend section one thousand one hun-
dred twenty-six of the act approved the eighteenth day of
May, one thousand nine hundred eleven (P. L. 309), en-
titled "An act to establish a public school system in the
Commonwealth of Pennsylvania, together with the pro-
visions by which it shall be administered, and prescribing
penalties for the violation thereof; providing revenue to
establish and maintain the same, and the method of col-

lecting such revenue; and repealing all laws, general,
special or local, or any parts thereof, that are or may be
inconsistent therewith," by further providing for the ap-
pointment of assistant county superintendents.

Senate Bill No. 83, entitled:

An Act authorizing the common pleas judges and the
county commissioners jointly to create mental clinics for
the examination of certain persons convicted of the com-
mission of a crime prior to the sentencing thereof as a
means of decreasing the number of habitual offenders;
providing for the creation of joint mental clinics among
the several counties, and imposing the costs of maintaining
and operating such clinics upon the county or counties
creating the same.

Senate Bill No. 94, entitled:

An Act to fix the salaries and compensation of the
judges of the Supreme Court, the judges of the Superior
Court, the judges of the courts of common pleas, the
judges of the orphans' courts, the judges of the Municipal
Court of Philadelphia, and the judges of the County
Court of Allegheny County; and repealing certain acts
inconsistent herewith.

Senate Bill No. 152, entitled:

An Act to reenact clauses six, seven, twenty and twenty-
three of section two of the act approved the twenty-eighth
day of May, one thousand nine hundred thirty-seven
(P. L. 1053), entitled "An act relating to the regulation
of public utilities; defining as public utilities certain cor-
porations, companies, associations, and persons; providng
for the regulation of public utilities, including, to a lim-
ited extent, municipalities engaging in public utility busi-
ness, by prescribing, defining, and limiting their duties,
powers, and liabilities, and regulating the exercise, sur-
render, or abandonment of their powers, privileges, and
franchises; defining and regulating contract carriers by
motor vehicle and brokers in order to regulate effectively
common carriers by motor vehicle; conferring upon the
Pennsylvania Public Utility Commission the power and
duty of supervising and regulating persons, associations,
companies, and corporations, including, to a limited extent
municipal corporations subject to this act, and admin-
istering the provisions of this act; authorizing the com-
mission to fix temporary rates; placing the burden of
proof on public utilities to sustain their rates and certain
other matters; authorizing a permissive or mandatory slid-
ing scale method of regulating rates; providing for the su-
pervision of financial and contractual relations between
public utilities and affiliated interests, and supervision
and regulation of accounts and securities or obligations
issued, assumed or kept by persons, associations, com-
reform, or revise certain contracts; conferring upon the
commission the exclusive power to regulate or order the
construction, alteration, relocation, protection, or abolition
of crossings of facilities of public utilities, and of such
facilities by or over public highways, to appropriate prop-
erty for the construction or improvement of such cross-
ings, and to award or apportion resultant costs and dam-
ages; authorizing owners of such property to sue the
Commonwealth for such damages; providing for ejectment
proceedings in connection with the appropriation of prop-
erty for crossings; conferring upon the commission power
to control and regulate budgets of public utilities; im-
posing upon persons, associations, companies and corpo-
rations (except municipal corporations) subject to regu-
lation, the cost of administering this act; prescribing and
regulating practice and procedure before the commission
and procedure for review by the courts of commission ac-
tion; giving the court of common pleas of Dauphin County
exclusive original jurisdiction over certain proceedings;
prescribing penalties, fines, and imprisonment for viola-
tions of the provisions of this act and regulations and or-
ders of the commission, and the procedure for enforcing
such fines and penalties; and repealing legislation sup-

plied and superseded by or inconsistent with this act," as amended, exempting from the provisions thereof motor vehicles engaged in the transportation of logs or pulpwood used in the manufacture of paper, or wood used in the manufacture of charcoal and wood chemicals.

Senate Bill No. 166, entitled:

An Act to amend section one thousand two hundred nine point one of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws, general, special or local or any parts thereof, that are or may be inconsistent therewith," authorizing additional temporary salary increases, and the appropriation, used and temporary loans therefor; and validating such increases heretofore made.

Senate Bill No. 259, entitled:

An Act prescribing the fees to be received by registers of wills in counties of the fifth, sixth, seventh and eighth class.

Senate Bill No. 260, entitled:

An Act prescribing the fees to be received by the clerks of orphans' courts to counties of the fifth, sixth, seventh and eighth class.

Senate Bill No. 264, entitled:

An Act to further amend section eleven of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the service allowance of certain employees.

Senate Bill No. 312, entitled:

An Act to amend section seven hundred twenty of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," extending period of field trials.

Senate Bill No. 318, entitled:

An Act validating and confirming titles to real estate conveyed by cities of the third class unless proceedings to attack such sales are instituted within six years after the effective date of this act or within six years after the date of the sale whichever date is earlier.

Senate Bill No. 432, entitled:

An Act to add section one thousand thirty-four to article ten of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Common-

wealth; and providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicle, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by regulating the operation of motor vehicles using the turnpike or highways under the supervision of the Pennsylvania Turnpike Commission.

Senate Bill No. 463, entitled:

An Act to amend section two hundred two of the act, approved the twenty-eighth day of April, one thousand nine hundred thirty-seven (P. L. 417), entitled "An act relating to milk and the products thereof; creating a Milk Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payment of fees therefor; requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the commission; authorizing the commission to adopt rules, regulations and orders, and to enter into interstate and Federal compacts; requiring persons who weigh, measure, sample or test milk to procure permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements, and to use certain methods of weighing, measuring, sampling and testing; authorizing the commission to examine the business, papers, and premises of milk dealers and producers, requiring the keeping of records and the filing of reports by milk dealers, and permitting, with limitations, the use of information obtained thereby; authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor, and conferring certain powers upon the Governor with respect thereto; providing for appeals to the courts from decisions of the commission, and for the burden of proof upon such appeals; prescribing penalties, fines and imprisonment for violations of this act and rules, regulations and orders of the commission; defining perjury; defining remedies; repealing legislation supplied and superseded by this act, and saving rights, duties and proceedings thereunder; and making appropriations," increasing salaries of the chairman and members of the commission.

Senate Bill No. 529, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania, authorizing agreements between Redevelopment Authorities and local taxing authorities, limiting for a term not exceeding twenty-five years the amount of annual taxes to be levied upon land acquired for urban redevelopment.

Senate Bill No. 555, entitled:

An Act to add section one thousand two hundred sixty-four to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309), entitled "An

act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith" prescribing penalties for knowingly falsifying reports or certificates in connection with reimbursements.

Senate Bill No. 564, entitled:

An Act to amend subsection (f) of section eighteen of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

Senate Bill No. 565, entitled:

An act to amend subsection (f) of section nineteen of the act, approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureau, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, regstrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

Senate Bill No. 566, entitled:

An Act to amend subsection (f) of section nineteen of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars inspectors of registration and other appointees

of registration commissions, county elections boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," providing for a space wherein elector shall affix his signature or mark on registration card.

Senate Bill No. 567, entitled:

An Act to amend subsection (f) of section nineteen of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees, of registration commissions, county election boards, election officers municipal officers, departments and bureaus, police officers, courts judges, prothonotaries, sheriffs, county commissioners, peace officers county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

Senate Bill No. 568, entitled:

An Act to amend section twenty point one of the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

Senate Bill No. 623, entitled:

An Act making an appropriation to the trustees of The Pennsylvania State College for the construction of buildings, the furnishing of housing and other facilities and services, the purchase of equipment and supplies, and for other necessary expenses.

Senate Bill No. 633, entitled:

An Act to further amend subsection (c) of section two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real

estate salesmen and their business" excluding certain officers and employes of cemetery companies engaged in selling cemetery plots from the provisions of the act.

Senate Bill No. 666, entitled:

An Act to facilitate vehicular traffic between the Commonwealth of Pennsylvania and the State of New Jersey by providing for the construction, operation and maintenance of a tunnel or tunnels under the Delaware River and connecting the Commonwealth of Pennsylvania at or near Philadelphia County or Delaware County or any County contiguous to these counties with the State of New Jersey; providing for the creation of the Delaware Tunnel Board, and conferring powers and imposing duties on said Board; authorizing the Board to enter into a contract with a duly constituted and authorized commission created by the laws of the State of New Jersey, with powers similar to the powers conferred on the Board; authorizing and empowering the Board to enter into a contract with any New Jersey commission, which contract may provide that the Delaware River tunnel or tunnels may be constructed, maintained, and operated jointly by the Board and in New Jersey commission or by the Board with the approval of the commission, or by the commission with the approval of the Board; authorizing the issuance of tunnel revenue bonds jointly by the Board and the commission, or by the Board with the approval of the commission, or by the commission with the approval of the Board, payable solely from tolls, to pay the cost of such tunnel or tunnels; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the tunnel or tunnels; making such bonds and tunnel or tunnels and property used in connection therewith exempt from taxation; constituting such bonds legal investments in certain instances; prescribing conditions upon which such tunnel or tunnels shall become free; providing for condemnation; authorizing the Department of Highways to advance moneys in behalf of the Commission and provide for the refund of such advances; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; giving the Board under certain conditions, the right to act in the State of New Jersey and giving the commission under certain conditions the right to act in the State of Pennsylvania; and authorizing the issuance of tunnel revenue refunding bonds.

Senate Bill No. 709, entitled:

An Act to further amend the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes; defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," further defining "accumulated deductions," and further regulating withdrawal and payments thereof.

Senate Bill No. 713, entitled:

An Act creating a commission to make a thorough study of the tax laws of the Commonwealth and of other states and countries in order to ascertain ways and means of financing the Commonwealth upon a more scientific and equitable basis providing for its appointment authorizing the employment of necessary assistants prescribing the powers and duties of the commission and making an appropriation.

Senate Bill No. 753, entitled:

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by further changing the provisions for markers and headstones at the graves of deceased service persons, and prescribing penalties.

Senate Bill No. 755, entitled:

An Act exempting cigarette vending machines leased, loaned, hired or conditionally sold from levy or sale on execution or distress for rent.

Senate Bill No. 756, entitled:

An Act to amend sections two hundred one and six hundred one point one of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis, requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls, to provide moneys for the payment of compensation to certain unemployed persons, providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation, providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties," by authorizing the Department of Labor and Industry through the Secretary of Property and Supplies, with the approval of the Governor to acquire by purchase or condemnation land with or without buildings to erect buildings, to enter into contracts with persons firms or corporations for the erection of buildings and for the leasing of such buildings to the Commonwealth, the same to become the property of the Commonwealth upon termination of said lease, to lease land acquired under the provisions of this act to persons firms or corporations for the purpose of erecting buildings thereon, and to acquire through purchase or lease facilities fixtures equipment and such other appurtenances as may be deemed necessary; providing that land and buildings acquired hereunder shall be exempt from taxation.

Senate Bill No. 761, entitled:

An Act to amend section three of Article VIII of the act approved the twenty-first day of June one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" increasing the compensation of examining board members

Senate Bill No. 762, entitled:

An Act to further amend section two of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two percentum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and borough within this Commonwealth" by providing for the payment over of the foreign fire insurance tax by municipalities to relief fund associations and pension funds covering employes in fire departments.

Senate Bill No. 781, entitled:

An Act to further amend Section 4, of the act approved the 5th day of May 1933 (P. L. 284) entitled "An act imposing a State tax, payable by those herein defined as manufacturers and distributors, on certain alcoholic beverages used or sold and delivered within the Commonwealth; prescribing the method and manner of evidencing the payment and collection of such tax; conferring powers and imposing duties on the Department of Revenue, and those using or engaged in the sale, at retail or wholesale, of alcoholic beverages taxable hereunder; and providing penalties", by further regulating the procedure for filing petitions for reassessment, petition for review and appeals to Court and collection of delinquent taxes.

Senate Bill No. 782, entitled:

An Act to amend the act approved the 21st day of May 1931 (P. L. 149) entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distribution to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation", by further regulating the procedure for filing petitions for redetermination, petitions for review and appeals to Court.

Senate Bill No. 788, entitled:

An Act to further amend section six of the act, approved the thirtieth day of March, one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry; and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions; and providing a Board of Optometrical Education, Examination, and Licensure and means and methods whereby the right to practice optometry may be obtained; and providing for the means to carry out the provisions of this act; and providing for revocation or suspension of licenses given by said board, and providing penalties for violations thereof; and repealing all acts or parts of acts inconsistent therewith," further providing for examinations to be given applicants for licensure.

Senate Bill No. 808, entitled:

An Act to provide for an inventory of existing hospitals, for a survey of the need for additional hospital facilities, and for the development and administration of a hospital construction program which will, in conjunction with existing facilities, afford hospitals adequate to serve all people of the State; and appropriating money, establishing methods of administration and control, providing for compliance with the requirements of the Federal Hospital Survey and Construction Act and regulations thereunder; authorizing the acceptance and expenditure of Federal funds in accordance with such requirements.

Senate Bill No. 810, entitled:

An Act to further amend sections three, four and five of the act approved the seventh day of May, one thousand nine hundred twenty-three (P. L. 158), entitled "An act creating a Legislative Reference Bureau; providing for the election of a director by the General Assembly; designating the officers and employees of such bureau, defining their duties; fixing their salaries; abolishing the present Legislative Reference Bureau; and making an appropriation,"

further defining the powers of the director with respect to the employees of the Bureau, and increasing the director's salary.

Senate Bill No. 826, entitled:

An Act to further amend subsection (d) of section three hundred twelve of the act approved the fifth day of December, one thousand nine hundred thirty-six, (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis, requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls, to provide moneys for the payment of compensation to certain unemployed persons, providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation, providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties," by extending the basis on which the Department of Labor and Industry is authorized to enter into reciprocal arrangements with other state agencies and the Federal Government.

Senate Bill No. 836, entitled:

An Act to further amend part of section one of the act, approved the twelfth day of May, one thousand nine hundred forty-three (P. L. 259), entitled "An act providing for the payment by the State Treasurer, of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies, to the treasurers of the several cities, boroughs, towns, and townships, and for the payment thereof into police pension funds, and in certain cases into the Municipal Employees' Retirement System and in certain other cases into the State Employees' Retirement Fund, for certain purposes," by further regulating the payment of such moneys into the State Employees' Retirement Fund.

Senate Bill No. 837, entitled:

An Act to amend clause (d) of section three of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 216), entitled "An act relating to dentistry; defining and providing for the licensing and registration of dentists and dental hygienists, and for the revocation and suspension of such licenses and registration, subject to appeal, and for their reinstatement, defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction; providing penalties; and repealing existing laws" further regulating the licensing of dental hygienists.

Senate Bill No. 847, entitled:

An Act to amend section one thousand three hundred thirteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions;

and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," extending the activities of the Public Service Institute Board in the Department of Public Instruction to include officers and employes of institutions and of the courts.

Senate Bill No. 848, entitled:

An Act increasing the salaries of certain elected county officers whose salaries are payable out of the treasury of cities of the first class.

Senate Bill No. 850, entitled:

An Act to add section twelve point one to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," providing for the retention of membership in the Public School employes' Retirement Association by any contributor who ceases to be a public school employe and becomes a State employe and a member of the State Employes Retirement Association.

Senate Bill No. 851, entitled:

An Act to add section eleven point one to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," providing for the retention of membership in the State Employes' Retirement Association by any contributor who ceases to be a State employe and becomes a public school employe and a member of the Public School Employes' Retirement Association.

Senate Bill No. 857, entitled:

An Act to amend section two thousand two hundred eleven of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by increasing the salary of school controllers.

Senate Bill No. 861, entitled:

An Act to further amend section two hundred thirteen subsection (f) of section four hundred forty-eight subsection (g) of section seven hundred ten and to add subsection (h) to section seven hundred ten of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for

and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commission and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" authorizing heads of departments to act by deputy as ex-officio members of any board or commission and authorizing the Secretary of Health to act by deputy both as a member and as chairman of the Advisory Health Board to authorize the Pennsylvania State Police to assist the Department of Revenue in the collection of tax on cigarettes and to permit search without warrant for law violations where the duty of enforcement or administration is in the Department of Revenue.

Senate Bill No. 862, entitled:

An Act making an appropriation to the Chapman Recreational Park, Mead Township, Warren County, for constructing buildings and improvements and maintenance thereof.

Senate Bill No. 863, entitled:

An Act authorizing the Secretary of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Warren State Hospital, to sell and convey a certain tract of land in the township of Glade, County of Warren, Pennsylvania, but reserving therefrom an existing easement of right-of-way and of ingress and egress for continuance of such easement.

Senate Bill No. 865, entitled:

An Act to amend section one hundred six of the act, approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general, municipal, special and primary elections, the nomination of candidates primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing that notices may be published in certain newspapers in certain cases.

Senate Bill No. 867, entitled:

An Act relating to police and firemen's pension funds in cities of the second class A, and directing such cities to appropriate certain moneys thereto, and requiring reports and audits.

Senate Bill No. 868, entitled:

An Act providing for joint action by the Commonwealth of Pennsylvania, and the States of Ohio, West Virginia and Indiana in the construction, operation and maintenance of an inter-state highway from the western terminus of the Pennsylvania Turnpike, as authorized to be extended, to the western border of Indiana; authorizing the

Governor for these purposes to enter into an agreement with the States in question; creating an Inter-State Turnpike Commission and defining its powers and duties, including the power to finance the construction thereof through the issuance of bonds redeemable from tolls collected for the use of such turnpike.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler in the presence of the Senate signed the same.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 505

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 505, entitled:

An Act empowering cities of the second class to levy assess and collect or to provide for the levying assessment and collection of additional taxes for general revenue purposes and permitting penalties to be imposed and enforced.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 568

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 568, entitled:

An Act relating to establishing and regulating the Port of Chester; creating the commission for the Port of Chester as a departmental administrative commission in the Department of Forests and Waters and prescribing its powers and duties; regulating the acquisition, transfer, construction and use of navigation facilities; providing for regulating services and fixing rates for wharfage, craning and dockage; authorizing the abatement of nuisances and the correcting of improper conditions, and collecting the cost thereof from the owner or occupant of harbor structures; prescribing penalties, and making an appropriation.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 852

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 852, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "Rural State Highway Law," by changing or deleting certain routes and adding certain new routes.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 853

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 853, entitled:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "Borough Rural State Highway Law," by changing or deleting certain routes and adding certain new routes.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 982

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 982, entitled:

An Act to amend section one of the act, approved the twenty-first day of March, one thousand nine hundred forty-five (P. L. 51), entitled "An act defining and regulating the practice of Chiroprody and providing penalties," by further defining chiroprody.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1090

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1090, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," providing for medical examiners in lieu of medical inspectors, and prescribing their duties, making mandatory the employment of a school nurse and repealing provisions relating to medical inspections and reports of medical inspectors.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1162

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1162, entitled:

An Act to further amend subsection (b) and to amend the last paragraph of section nine hundred thirteen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "Pennsylvania Election Code," further providing for payment of filing fees in certain cases.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1165

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1165, entitled:

An Act to further amend section five hundred forty-five of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law" increasing the pay of auditors.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1343

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1343, entitled:

An Act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-seven, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-seven.

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 1347

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1347, entitled:

An Act relating to the annual salaries of certain county officers of counties of the third class.

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 1348

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1348, entitled:

An Act relating to the annual salaries of certain county officers of counties of the fourth class.

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 1349

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1349, entitled:

An Act relating to the annual salaries of certain county officers of counties of the fifth class.

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 1350

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1350, entitled:

An Act relating to the annual salaries of certain county officers of counties of the sixth class.

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 1351

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1351, entitled:

An Act relating to the annual salaries of certain county officers of counties of the eighth class.

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 1352

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1352, entitled:

An Act relating to the annual salaries of certain county officers of counties of the seventh class.

HOUSE CONCURS IN AMENDMENTS TO
HOUSE BILL No. 1353

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1353, entitled:

An Act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining; requiring operators to register, pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act; requiring backfilling of stripping pits and leveling and planting lands affected; to prevent erosion and the pollution of waters and to protect health, safety and welfare; conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters; providing for appeals and imposing penalties, and making appropriations.

HOUSE BILL No. 817 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table House Bill No. 817, entitled:

An Act defining and regulating certain installment sale of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating and licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting incidental charges in connection with such instruments; and fixing maximum interest rates for delinquencies, extensions and loans; regulating insurance in connection with such sales; regulating repossessions, redemptions, resales and deficiency judgments, and the rights of parties with respect thereto; authorizing extensions, loans and forbearance related to such sales; authorizing investigations and examinations of persons engaged in the business of making or financing such sales; prescribing penalties; and repealing certain acts.

and move a Committee of Conference on the part of the Senate be appointed.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED
ON HOUSE BILL No. 817

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. BECKER, LORD and ROSENFELD, as a Committee of Conference on the part of the Senate to confer with the similar committee of the House already appointed) to consider the differences existing between the two houses in relation to House Bill No. 817.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILL No. 805 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table House Bill No. 805, entitled:

An Act to amend section twenty-five of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled "Second Class County Jury Law," increasing the salaries of members of the commission.

and move a Committee of Conference on the part of the Senate be appointed.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED
ON HOUSE BILL No. 805

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. CRIDER, MAHANY, and HOLLAND, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 805.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED BY THE SENATE TO SENATE BILL No.
848 AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 848, entitled:

An Act increasing the salaries of certain elected county officers whose salaries are payable out of the treasury of cities of the first class.

and has appointed Messrs. C. C. SMITH, COSTA and SCANLON, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED BY THE SENATE TO SENATE BILL No.
689 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 689, entitled:

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing further for the assessment collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities and imposing duties on certain county officers and providing penalties.

and has appointed Messrs. FLEMING, HALLER and BARRETT, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED BY THE SENATE TO SENATE BILL No.
548 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 548, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing boards of school directors to enter into contracts with the Federal Government or any of its agencies for the education of veterans in the public schools and providing that such persons should not be considered in determining district teaching units as the basis for Commonwealth subsidies and excluding teachers employed to teach such veterans from the tenure provisions thereof.

and has appointed Messrs. RILEY, SMITH and O'CONNOR, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED BY THE SENATE TO SENATE BILL No.
378 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 378, entitled:

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent.

and has appointed Messrs. HELM, McMILLEN and POLASKI, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED BY THE SENATE TO SENATE BILL No.
707 AND APPOINTS COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 707, entitled:

An Act relating to boarding houses for children; providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance, operation and conduct thereof, by the Department of Welfare; defining offenses and prescribing penalties.

and has appointed Messrs. WALTON, STUART and WHEELER, JR., as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

REPORT OF COMMITTEE OF CONFERENCE
ON SENATE BILL No. 848

Mr. FRAZIER. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 848, entitled:

An Act increasing the salaries of certain elected county officers whose salaries are payable out of the treasury of cities of the first class.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE
ON SENATE BILL No. 378

Mr. WAGNER. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 378, entitled:

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act, approved the eighteenth day of May, one thousand nine hundred eleven, P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT FROM COMMITTEE ON EXECUTIVE
NOMINATIONS

Mr. KEPHART. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KEPHART, from the Committee on Executive Nominations reported with a favorable recommendation the following nominations, made by His Excellency, the Governor of the Commonwealth:

MEMBER OF THE STATE ATHLETIC COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate John W. Montgomery, McKeesport, Allegheny County, for appointment as a Member of the State Athletic Commission, from March 8, 1946, for the term of two years and until his successor is appointed and qualified.

JAMES H. DUFF.

MEMBERS OF THE BOARD OF TRUSTEES OF PENN-
SYLVANIA INDUSTRIAL SCHOOL AT CAMP HILL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Pennsylvania Industrial School at Camp Hill:

Rev. Glenn W. Foulke, Blain, Perry County, from August 24, 1945, for the term of four years and until his successor is appointed and qualified.

George W. Kunkle, Route 6, Carlisle, Cumberland County, from August 24, 1945, for the term of four years and until his successor is appointed and qualified.

D. Edward Long, Fayetteville, Franklin County, from August 24, 1945, for the term of four years and until his successor is appointed and qualified.

Martin G. Schmidt, 215 West Main Street, Mechanicsburg, Cumberland County, from August 24, 1945, for the term of four years and until his successor is appointed and qualified.

Clarence A. Wills, Fairfield, Adams County, from August 24, 1945, for the term of four years and until his successor is appointed and qualified.

Hon. Robert E. Woodside, Jr., 276 North Street, Millersburg, Dauphin County, from August 27, 1945, for the term of four years and until his successor is appointed and qualified.

JAMES H. DUFF.

MEMBERS OF THE BOARD OF TRUSTEES OF PENN-
SYLVANIA TRAINING SCHOOL AT MORGANZA

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Members of the Board of Trustees of Pennsylvania Training School at Morganza, for the term of four years, and until their successors are appointed and qualified:

Hon. S. John Morrow, Uniontown, Fayette County, vice Henry Baker Reiley, Somerset, resigned.

D. S. Pollock, Canonsburg, Washington County, vice Hon. John N. O'Neil, Jr., Washington, resigned.

JAMES H. DUFF.

UNANIMOUS CONSENT UNDER RULE 38

A motion was made by Mr. KEPHART and Mr. STEVENSON,

To grant unanimous consent to immediate consideration of the nominations just reported from the Committee on Executive Nominations, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. WALKER and Mr. KEPHART,

That the Senate do advise and consent to the nomination of John W. Montgomery, McKeesport, Allegheny County, for appointment as a Member of the State Athletic Commission.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,

Frazier.

Lord,

Tarr,

Becker.	Geltz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margie.	Wade.
Carr.	Heyburn.	Rahauser.	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson.
Dent.	Kephart.	Snowden.	Wolfe.
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.
Doehla.	Lane.	Stiefel.	Wood, T. N.
Donlan.	Leader.	Tallman.	Woodring.
Farrell.	Letzler.		

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

A motion was made by Mr. KEPHART and Mr. WALKER,

That the Senate do advise and consent to the nominations of the Members of the Board of Trustees of Pennsylvania Industrial School at Camp Hill, and also the nominations of the Members of the Board of Trustees of Pennsylvania Training School at Morganza.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz

YEAS—50.

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geltz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margie.	Wade.
Carr.	Heyburn.	Rahauser.	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Kephart.	Scarlett.	Wilson.
Dent.	Jaspan.	Snowden.	Wolfe.
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.
Doehla.	Lane.	Stiefel.	Wood, T. N.
Donlan.	Leader.	Tallman.	Woodring.
Farrell.	Letzler.		

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSSION RISES

Mr. KEPHART. Mr. President, I move that the Executive Session do now rise.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 26, entitled:

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," prohibiting the unauthorized wearing of insignia or selling of the official flower of the American Veterans of World War II (AMVETS) and including such organizations among those whose members may wear military uniforms for certain purposes.

House Bill No. 302, entitled:

An Act to amend section one thousand two hundred six of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled, "Public School Code," by further providing for leaves of absence of professional employes because of illness or other causes.

House Bill No. 321, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

House Bill No. 326, entitled:

An Act relating to marriage and amending revising consolidating and changing the law relating thereto

Senate Bill No. 372, entitled:

An Act to further amend section one thousand twelve and subsection C of section one thousand two hundred ten of the act approved the fifteenth day of May one thousand nine hundred and thirty-three (P. L. 624) entitled "An act relating to the business of banking and to exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and duties and limitations upon powers of corporations and persons authorized to engage in a banking or fiduciary business or both.

Senate Bill No. 588, entitled:

An Act to further amend section one thousand four hundred eighteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the methods of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the furnishing of free transportation or board and lodging in certain cases.

House Bill No. 601, entitled:

An Act to amend section one of the act approved the eighteenth day of March one thousand eight hundred seventy-five (P. L. 32) entitled "An act requiring recorders of deeds to prepare and keep in their respective offices general direct and ad sectum indexes of deeds and mortgages recorded herein prescribing the duty of said recorders and declaring that the entries in said general indexes shall be notice to all persons" prescribing additional entries to be made by recorders of deeds in the indexes for deeds and indexes for mortgages.

House Bill No. 638, entitled:

An Act to amend section six hundred eleven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "Fiscal Code," further providing for collection of certain taxes by prothonotaries.

House Bill No. 639, entitled:

An Act to amend section one of the act approved the fifth day of April, one thousand eight hundred forty-eight (P. L. 335), entitled "An act changing the time when certain officers shall make their returns," by further providing for the rendering of accounts for, and payment of taxes received; and making the same conform to existing law.

House Bill No. 735, entitled:

An Act to amend sections four thousand three hundred twenty, four thousand three hundred twenty-one, four thousand three hundred twenty-two, four thousand three hundred twenty-three, four thousand three hundred twenty-four and four thousand three hundred twenty-five of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Laws," by requiring cities to establish a firemen's Pension Fund and to make contributions to such fund, and providing for and regulating the management and operation of such fund.

Senate Bill No. 769, entitled:

An Act to further amend clause (a) of section three hundred eight of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," fixing the liability of the Commonwealth for payment of part of the compensation for disability or death from certain occupational diseases.

Senate Bill No. 777, entitled:

An Act to further amend the act, approved the third days of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses, and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," further regulating procedure for rejection of nomination papers and the procedure for nominations and substituted nominations by political bodies.

House Bill No. 855, entitled:

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720), entitled "City State Highway Law," by changing or deleting certain routes and adding certain new routes.

Senate Bill No. 859, entitled:

An Act to further amend section four of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry, and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," permitting the use of an automatic mechanically operated device as a means of egress and escape from buildings in cases of fire and panic.

House Bill No. 922, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Woodville State Hospital to acquire a certain tract of land adjacent thereto for the use of said hospital and making an appropriation therefor.

House Bill No. 957, entitled:

A Joint Resolution proposing an amendment to article nine section four of the Constitution of the Commonwealth of Pennsylvania, increasing the maximum amount of State debt to supply deficiencies in revenue.

House Bill No. 962, entitled:

An Act to further amend the third paragraph of subsection C of section five hundred one of the act approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 565), entitled "Department of Banking Code," increasing the membership of the banking board and the number of appointments to that board by the Governor.

House Bill No. 1000, entitled:

An Act to further amend section eight and to amend section nine of the act, approved the eleventh day of June, one thousand nine hundred thirty-five, (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county for the funeral expenses for such persons and their widows; providing for the erection and care of marker, headstones, and flags, and for the completion of war records," authorizing the director of veterans' affairs to join in the formation of a State association, and the payment by such counties of certain expenses in connection therewith.

House Bill No. 1086, entitled:

An Act to amend rule fifteen of Article XII of the act, approved the second day of June, one thousand eight hundred ninety-one (P. L. 176), entitled "Anthracite Coal Mining Law," further regulating operations approaching inaccessible workings.

House Bill No. 1210, entitled:

An Act to repeal the act, approved the fourth day of June, one thousand nine hundred forty-five (P. L. 1388), entitled "Administrative Agency Law."

House Bill No. 1211, entitled:

An Act to repeal the act, approved the fourth day of June one thousand nine hundred forty-five (P. L. 1392), entitled "Pennsylvania Register Act."

House Bill No. 1216, entitled:

An Act to reenact, amend and revise the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act."

House Bill No. 1324, entitled:

An Act imposing a State tax payable by those herein defined as users on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring such users to secure licenses, to file bonds as a guarantee of payment of taxes, penalties, interest, fines, uncollectible check fees and Attorney General's fees; to file reports and to compile and retain certain records; imposing duties on dealers, wholesalers and carriers for hire; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds of taxes, penalties and interest illegally or erroneously collected from licensed users and making appropriations.

House Bill No. 1325, entitled:

An Act to further amend the title and the definition of "Liquid Fuels" in section two of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled "Liquid Fuels Tax Law," further prescribing the liquid fuels taxable under the provisions of said act.

House Bill No. 1337, entitled:

An Act to further amend sections one and three and to add section four to the act approved the seventh day of May one thousand nine hundred twenty-seven (P. L. 859) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (P. L. 521), entitled, 'imposing additional taxes equal to Federal credits,' further providing for determination of the estates subject to the Pennsylvania Estate Tax, the computation thereof, and the collection of interest upon tax not paid when due; and providing for crediting any taxes paid on account of the Pennsylvania Estate Tax to any additional transfer inheritance tax assessed against an estate.

House Bill No. 1338, entitled:

An Act making an appropriation to the Department of Health for the purpose of providing vaccine for certain persons assumed to be in danger of hydrophobia or rabies except in cities where dog license fees are paid into the city treasury

House Bill No. 1340, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

House Bill No. 1345, entitled:

An Act to reenact and amend the title and the act, approved the fourteenth day of May, one thousand nine hundred forty-seven, (Act No. 102, P. L.), entitled "Soft Drink Tax Law" by designating the nature of the tax, by clarifying the provisions relating to the imposition thereof and by redefining certain terms.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

RECESS

Mr. TALLMAN. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. HOMSHER. Mr. President, I second the motion.
The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

SENATE BILL No. 534 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 534, returned from the House with amendments.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 534, entitled:

An Act directing the Department of Public Instruction to revise the curricula of elementary secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 5, by inserting after the word "stands," the following: "and making an appropriation"; Amend the bill, page 3, by inserting after line 12, the following: "Section 2 The sum of two hundred thousand dollars (\$200,000) or as much thereof as may be necessary is hereby appropriated out of the general fund to the Department of Public Instruction for the two fiscal years commencing June first one thousand nine hundred forty-seven for the purpose of revising the elementary secondary and vocational curricula in the public schools of the Commonwealth."

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 534

Mr. TALLMAN. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 534.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Farr,
Becker,	Geltz	Mahany.	Taylor.
Berger.	Haluska	Mallery.	Tyler.
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn	Rahausen,	Wagner,
Chapman,	Holland	Rosenfeld.	Walker,
Crider,	Homsner	Ruth,	Watson,
Crowe.	Jaspan	Scarlett,	Wilson.
Dent,	Kephart.	Snowden.	Wolfe,
DiSilvestro,	Klein,	Stevenson.	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,

Donlan, Farrell.	Leader, Letzler.	Tallman.	Woodring.
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NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 361 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 361, returned from the House with amendments.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 361, entitled:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employees to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employees to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employees be the exclusive representatives of all the employees authorizing the board to conduct hearings and elections and certify as to representatives of employees for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of a common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" further defining certain terms declaring certain additional labor practices of employers and employees to be unfair authorizing the Pennsylvania Labor Relations Board to conduct strike votes and votes to return to work by secret ballot and further defining the scope of collective bargaining

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend page 2, line 18 of the title by striking out at the end of the line after the quotation mark the following: [further defining certain terms] and inserting in lieu thereof the following: "increasing salaries of board members and"; Amend page 2, line 20 of the title by striking out at the end of the line after the word "unfair" the following: "[authorizing the Pennsylvania Labor]"; Amend page 3 by striking out lines 1 to 3 inclusive of the title; Amend Section 1, page 3, line 1, by striking out after the numeral "1" and before the word "of" the following: [Clause (d) of section three] and inserting in lieu thereof the following: "Subsection (d) of section

four and section six"; Amend Section 1, page 4, line 10, by inserting after the quotation mark and before the word "is" the following: "as amended by the act approved the ninth day of June one thousand nine hundred thirty-nine (Pamphlet Laws two hundred ninety-three)"; Amend Section 1, page 4 by striking out lines 11 to 19 inclusive; Amend page 5 by striking out lines 1 to 18 inclusive; Amend page 6 by striking out lines 1 to 19 inclusive and inserting in lieu thereof the following: "Section 4. Pennsylvania Labor Relations Board Created.—

* * * * *

(d) The chairman of the board shall receive a salary of [seven thousand five hundred dollars (\$7,500)] eight thousand two hundred and fifty dollars (\$8,250) per annum, and the other members of the board shall receive a salary of [seven thousand dollars (\$7,000)] seven thousand seven hundred dollars (\$7,700) per annum. The members of the board shall be eligible for reappointment The employees of the board shall be appointed by the Secretary of Labor and Industry, with the approval of the Governor. The board may establish or use such voluntary and uncompensated services as may, from time to time, be needed"; Amend page 7, line 4, by striking out at the end of the line after the word "act" the following: "[Provided however that nothing]"; Amend page 7 by striking out lines 5 to 9 inclusive; Amend page 8, line 15, by striking out after the word "collectively" and before the word "with" the following: "[in good faith]"; Amend page 9 by striking out lines 5 to 16 inclusive; Amend page 10, line 16, by striking out at the end of the line after the word "family" the following: "[or his property or by picketing the employer's]"; Amend page 10 by striking out line 17; Amend page 10, line 18, by striking out at the beginning of the line before the word "with" the word: "[employer]"; Amend page 11 by striking out lines 1 to 19 inclusive; Amend page 12 by striking out lines 1 and 2; Amend page 12, line 3, by striking out at the beginning of the line before the word "To" the following: [(i)] and inserting in lieu thereof the following: "(d)"; Amend page 12, line 8, by striking out at the beginning of the line before the word "To" the following: "[(j)]"; and inserting in lieu thereof the following: "(e)"; Amend page 12, line 11, by striking out at the end of the line after the word "controversy" the following: "[in which the Labor Conciliator has intervened as provided]"; Amend page 12 by striking out lines 12 to 19 inclusive; Amend page 13 by striking out lines 1 to 20 inclusive; Amend page 14 by striking out lines 1 to 19 inclusive; Amend page 15 by striking out lines 1 to 20 inclusive; Amend page 16 by striking out lines 1 to 19 inclusive; Amend page 17 by striking out lines 1 to 19 inclusive; Amend page 18 by striking out lines 1 to 20 inclusive; Amend page 19 by striking out lines 1 to 19 inclusive; Amend page 20 by striking out lines 1 to 20 inclusive; Amend page 21 by striking out lines 1 to 20 inclusive; Amend page 22 by striking out lines 1 to 20 inclusive; Amend page 23 by striking out lines 1 to 6 inclusive and inserting in lieu thereof the following: "Section 2 This act shall become effective immediately upon final enactment."

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 361

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 361.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34

Becker.	Farrell	Mahany.	Wade
Berger	Frazier,	Mallery	Wagner.
Blass,	Gettz,	Scarlett.	Walker
Carr	Hare,	Snowden	Watson,
Chapman.	Heyburn	Stevenson	Wilson
Crider	Homsher.	Tallman.	Wolfe,
Crowe,	Kephart	Taylor	Wood, L. H.
Doehla,	Letzler,	Tyler.	Wood, T. N.
Donlan,	Lord,		

NAYS—16

Barr.	Holland.	Leader.	Ruth,
Dent.	Jaspan.	Margie.	Stiefel,
DiSilvestro.	Klein.	Rahauser,	Tarr,
Haluska,	Lane,	Rosenfeld.	Woodring

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 723 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 723, returned from the House with amendments.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 723, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" providing for modification of the manner in which employer contribution rates are determined establishing the Fund Stabilization Factor in lieu of the Safety Factor and making provision for the application thereof and providing for further adjustment of employers' contribution rates for the last three quarters of the year one thousand nine hundred and forty-seven

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend Sec. 1 (Section 301), page 3, line 17, by under-scoring the word "subsection"; Amend Sec. 1 (Section 301), page 6, by striking out all of line 8, 9, 10, 11, and 12 and inserting in lieu thereof "9.1% or more .5% .7% 1.0% 1.5% 2.7%"; Amend Sec. 1 (Section 301), page 6, line 13, by striking out the figure "1.9" and inserting in lieu thereof "2.7"; Amend Sec. 1 (Section 301), page 6, line 14, by striking out the figure "2.1" and inserting in lieu thereof "2.7"; Amend Sec. 1 (Section 301), page 6, line 15, by striking out the figure "2.3" and inserting in lieu thereof "2.7"; Amend Sec. 1 (Section 301), page 6, line 16, by striking out the figure "2.5" and inserting in lieu thereof "2.7"; Amend Sec. 2 (Section 313), page 7, line 13, by striking out the words "nine tenths" and inserting in lieu thereof "one-tenth"; Amend Sec. 2 (Section 313), page 8, line 9 by striking out the figure ".6" and inserting in lieu thereof ".7"; Amend Sec. 2 (Section 313), page 8, line 10 by striking out the figure ".7" and inserting in lieu thereof "1.0"; Amend Sec. 2 (Section 313), page 8, line 11, by striking out the figure ".8" and inserting in lieu thereof "1.5"; Amend Sec. 2 (Section 313), page 8, line 12, by striking out the figure ".9" and inserting in lieu thereof "2.7".

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 723

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 723.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—35

Becker,	Farrell,	Mahany,	Wade,
Berger,	Frazier,	Mallery,	Wagner.
Blass,	Gettz,	Ruth,	Walker,
Carr,	Hare,	Scarlett,	Watson,
Chapman,	Heyburn,	Snowden,	Wilson,
Crider,	Homsher.	Stevenson,	Wolfe,
Crowe,	Kephart,	Tallman,	Wood, L. H.,
Doehla,	Letzler	Taylor,	Wood, T. N.,
Donlan,	Lord,	Tyler,	

NAYS—15

Barr,	Holland,	Leader,	Stiefel,
Dent,	Jaspan,	Margie,	Tarr,
DiSilvestro.	Klein,	Rahauser,	Woodring.
Haluska,	Lane,	Rosenfeld,	

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 801 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table Senate Bill No. 801, returned from the House with amendments.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 801, entitled:

An Act to provide for the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employes which cause or threaten to cause strikes lockouts slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employes for the enforcement of such public policy and providing penalties

which was returned from the House of Representatives with amendment.

The Clerk read the amendment as follows:

Amend Section 11, page 9, line 16, by striking out after the word "is" and before the word "contract" the following: "no" and inserting in lieu thereof the following: "a".

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 801

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 801.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34

Becker,	Farrell,	Mahany,	Wade.
Berger,	Frazier,	Mallery,	Wagner,
Blass,	Geltz,	Scarlett,	Walker,
Carr,	Hare,	Snowden,	Watson,
Chapman,	Heyburn,	Stevenson,	Wilson,
Crider,	Homsher,	Tallman,	Wolfe,
Crowe,	Kephart,	Taylor,	Wood, L. H.,
Doehla,	Letzler,	Tyler,	Wood, T. N.,
Donlan,	Lord,		

NAYS—16

Barr,	Holland,	Leader,	Ruth,
Dent,	Jaspan,	Margie,	Stiefel,
DiSilvestro,	Klein,	Rahauser,	Tarr,
Haluska,	Lane,	Rosenfeld,	Woodring,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

RECONSIDERATION OF SENATE BILL No. 742

Mr. TALLMAN. Mr. President, I move that the Senate do now reconsider the vote by which the Senate non-concurred in the amendments made by the House to Senate Bill No. 742, entitled:

An Act to add a new section to be known as section five hundred twenty-four point one to the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled, "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered; and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue; and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith," authorizing and limiting the imposition of a tax for school purposes on each resident or inhabitant of any school district of the first class; prescribing the duties of public officials; requiring the filing of returns and the giving of information by employers and those subject to the tax; imposing on employers the duty of collecting the tax at source; making a husband liable for his wife's tax; providing for the lien and collection of the tax; imposing penalties and prescribing inconsistent laws.

The PRESIDENT. How did the Senator vote?

Mr. TALLMAN. Mr. President, I voted with the majority.

Mr. HEYBURN. Mr. President, I second the motion.

The PRESIDENT. How did the Senator vote?

Mr. HEYBURN. Mr. President, I voted with the majority.

The motion was agreed to.

And the question recurring,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 742

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 742.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Farrell,	Letzler,	Tallman,
Becker,	Frazier,	Lord,	Taylor,
Berger,	Geltz,	Mahany,	Tyler,
Blass,	Haluska,	Mallery,	Wade,
Carr,	Hare,	Margie,	Wagner,
Chapman,	Heyburn,	Rahauser,	Walker,
Crider,	Holland,	Rosenfeld,	Watson,
Crowe,	Homsher,	Ruth,	Wilson,
Dent,	Jaspan,	Scarlett,	Wolfe,
DiSilvestro,	Kephart,	Snowden,	Wood, L. H.,
Doehla,	Klein,	Stevenson,	Wood, T. N.,
Donlan,	Leader,	Stiefel,	Woodring,

NAYS—2

Lane,	Tarr,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS AMENDMENTS
NON-CONCURRED IN BY THE SENATE
TO SENATE BILL No. 534

The Clerk of the House of Representatives being in-

roduced, presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 534, entitled:

An Act directing the Department of Public Instruction to revise the curricula of elementary, secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands.

SENATE INSIST UPON ITS NON-CONCURRENCE IN
THE AMENDMENTS MADE BY THE HOUSE TO
SENATE BILL No. 534

Mr. TALLMAN. Mr. President, I move that the Senate insists upon its non-concurrence in the amendments made by the House to Senate Bill No. 534, and that a Committee of Conference on the part of the Senate be appointed.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED
ON SENATE BILL No. 534

The PRESIDENT. The Chair annouces on behalf of the President pro tempore the appointment of Messrs. STEVENSON, BLASS and RUTH, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 534.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS AMENDMENTS
NON-CONCURRED IN BY THE SENATE
TO SENATE BILL No. 814

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 814, entitled:

An Act to amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," by removing certain restrictions for a limited period of time, as to the licensing of veterans' organizations.

SENATE INSIST UPON ITS NON-CONCURRENCE
IN THE AMENDMENTS MADE BY THE
HOUSE TO SENATE BILL No. 814

Mr. TALLMAN. Mr. President, I move that the Senate insists upon its non-concurrence in the amendments made by the House to Senate Bill No. 814, and that a Committee of Conference on the part of the Senate be appointed.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED
ON SENATE BILL No. 814

The PRESIDENT. The Chair announces on behalf of

the President pro tempore the appointment of Messrs. DONLAN, HARE and TARR, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 814.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS AMENDMENTS
NON-CONCURRED IN BY THE SENATE
TO SENATE BILL No. 852

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 852, entitled:

An Act to provide revenue for public school purposes in school districts of the first class; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; imposing duties on county assessing authorities, boards of revision of taxes, receivers of school taxes; imposing duties on and providing for compensation to certain county treasurers; and providing penalties.

SENATE INSIST UPON ITS NON-CONCURRENCE IN
THE AMENDMENTS MADE BY THE HOUSE TO
SENATE BILL No. 852

Mr. TALLMAN. Mr. President, I move that the Senate insists upon its non-concurrence in the amendments made by the House to Senate Bill No. 852, and that a Committee of Conference on the part of the Senate be appointed.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED
ON SENATE BILL No. 852

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. GELTZ, KEPHART and BARR, as a Committee on Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the difference existing between the two houses in relation to Senate Bill No. 852.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS AMENDMENTS
NON-CONCURRED IN BY THE SENATE
TO SENATE BILL No. 869

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 869, entitled:

An Act to provide revenue for school districts of the first class by imposing a mercantile license tax on persons engaging in certain occupations and business therein and providing for its collection providing for the issuance of mercantile licenses upon the payment of fees therefor imposing powers and duties on Boards of Public Education Receiver of School Taxes School Treasurer and School Controller in such district and providing penalties.

SENATE INSISTS UPON ITS NON-CONCURRENCE IN
THE AMENDMENTS MADE BY THE HOUSE TO
SENATE BILL No. 869

Mr. TALLMAN. Mr. President, I move that the Senate insists upon its non-concurrence in the amendments made by the House to Senate Bill No. 869, and that a Committee of Conference on the part of the Senate be appointed.

Mr. HEYBURN. Mr. President, I second the motion.
The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON
SENATE BILL No. 869

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. GELTZ, KEPHART and BARR, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 869.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGES

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN
AMENDMENTS TO HOUSE BILL No. 1286 AND
APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 1286, entitled:

An Act validating certain conveyances of real property made by a county home or by the directors of the poor

and has appointed Messrs. COOPER, TURNER and BANE, as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-
CONCURRED IN BY THE HOUSE TO HOUSE
BILL No. 1286

Mr. TALLMAN. Mr. President, I move that the Senate insist upon its amendments non-concurred in by the House and that a Committee of Conference be appointed to the foregoing bill.

Mr. HEYBURN. Mr. President, I second the motion.
The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON
HOUSE BILL No. 1286

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. WATSON, MAHANY, and WOODRING, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 1286.

Ordered, That the Clerk inform the House of Representatives accordingly.

OATH OF OFFICE ADMINISTERED TO PRESIDENT
PRO TEMPORE

Mr. HEYBURN. Mr. President, I move that the Senate do now proceed to the order of business of swearing in the newly elected President pro tempore for the interim.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

Whereupon the oath of office was administered to M. Harvey Taylor as President pro tempore for the interim by Judge Robert E. Woodside, Jr., of the Court of Common Pleas of Dauphin County.

THANKS OF SENATE EXTENDED TO JUDGE
WOODSIDE

Mr. HEYBURN. Mr. President, I move that the thanks of the Senate of Pennsylvania be extended to His Honor, Judge Woodside, of the Court of Common Pleas of Dauphin County, for coming here and swearing in our newly elected President pro tempore of the Senate of Pennsylvania.

The PRESIDENT. The thanks of the Senate are extended to His Honor, Judge Woodside.

COMMITTEE OF CONFERENCE ON SENATE BILL
No. 548 DISCHARGED

Mr. WAGNER. Mr. President, I would like to report that the Committee of Conference on Senate Bill No. 548, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing boards of school directors to enter into contracts with the Federal Government or any of its agencies for the education of veterans in the public schools and providing that such persons should not be considered in determining district teaching units as the basis for Commonwealth subsidies and excluding teachers employed to teach such veterans from the tenure provisions thereof.

has been unable to agree. I therefore move that the Committee of Conference be discharged.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

COMMITTEE OF CONFERENCE ON SENATE BILL
No. 534 DISCHARGED

Mr. STEVENSON. Mr. President, I move that the Committee of Conference be discharged on Senate Bill No. 534, entitled:

An Act directing the Department of Public Instruction to revise the curricula of elementary, secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands.

Mr. TALLMAN. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE RECEDES FROM ITS NON-CONCURRENCE IN HOUSE AMENDMENTS TO SENATE BILL No. 534

Mr. TALLMAN. Mr. President, I move that the Senate recede from its non-concurrence in the amendments made by the House to Senate Bill No. 534, entitled:

An Act directing the Department of Public Instruction to revise the curricula of elementary, secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands.

Mr. TAYLOR. Mr. President, I second the motion. The motion was agreed to.

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 534

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 534.

Mr. WALKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Manahy,	Taylor.
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner.
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson.
Crowe,	Jaspan,	Scarlett,	Willson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring.
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 502 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table the report of the Committee of Conference on House Bill No. 502.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 502

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 502, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 502, entitled: "An act to further amend sections four and thirteen of the act, approved the third day of May, one thousand nine

hundred thirty-three (P. L. 242) entitled 'An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture; defining beauty culture and regulating beauty culture shops, schools, students, apprentices, teachers, managers and operators; conferring power and duties upon the Department of Public Instruction; providing for appeals to certain courts by applicants and licensees and providing penalties' by requiring certain experience as an operator before opening a beauty shop; further regulating the eligibility requirements for examinations; the right to give home treatments and the proceedings to revoke or suspend licenses and certificates and prescribing additional penalties."

Respectfully submit the following bill as our report:

JOHN G. SNOWDEN,
J. W. CARR,

(Committee on the Part of the Senate.)

C. G. KRISE,
HENRY E. RAGOT,

(Committee on the Part of the House of Representatives.)

An Act to further amend sections four thirteen and subsection (a) of section twenty of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating the eligibility requirements for examinations and the proceedings to revoke or suspend licenses and certificates and prescribing additional penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections four thirteen and subsection (a) of section twenty of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops school students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" as amended by the act approved the third day of May one thousand nine hundred forty-five (P. L. 412) are hereby further amended to read as follows

Section 4 Eligibility Requirements for Examination No person shall be permitted by the department to take an examination to receive a certificate as an operator unless such person shall be at least sixteen years of age and has been registered as a student and has had training as hereinafter provided in this act in a beauty school duly registered by the department or unless such person shall have been registered and served as an apprentice at least two years as hereinafter provided in this act Provided however That the department may permit a person to take an examination without the prior studentship or apprenticeship herein required if such person shall establish to the satisfaction of the department that he or she has been an operator in the active practice of beauty culture for at least twenty-four months prior to the date of filing an application for admission to an examination No person shall be permitted to take an examination for a certificate to teach beauty culture or act as manager of a beauty shop unless such person shall be at least eighteen years of age and has had at least eighteen months' experience as an operator in a beauty shop [or] and has had training in a duly registered school of beauty culture of [fifteen] five hundred hours [inclusive] ex-

clusive of the studies necessary to become an operator or five years' experience as an operator in a beauty shop

Section 13 Powers and Duties of Department The department shall have the power to refuse revoke or suspend licenses or certificates upon due hearing on proof of violation of any provisions of this act or the rules and regulations established by the department under this act or for gross incompetency or dishonest or unethical practices or for performing beauty culture work on Sunday and shall have the power to require the attendance of witnesses and the production of such books records and papers as it may desire Before any certificate shall be suspended or revoked for any of the reasons contained in this section the holder thereof shall have notice in writing of the charge or charges against him or her and shall at a day specified in said notice which shall be at least five days after the service thereof be given a public hearing before a duly authorized representative of the department with a full opportunity to produce testimony in his or her behalf and to confront the witnesses against him or her Any person whose certificate of registration has been so suspended or revoked may on application to the department have the same reissued to him or her upon satisfactory proof that the disqualification has ceased [Before the department may institute any of the above proceedings it shall send a notice in writing to the certificate holder of any alleged violation of this act or rules thereunder together with a notice that if the violation is not abated within fifteen days the proceedings above outlined will be initiated]

Section 20 Penalties (a) any person who shall practice or teach beauty culture or act in any capacity wherein registration is required without complying with this act shall upon conviction in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars (\$50.00) and in default of the payment of such fine and costs shall be sentenced to imprisonment not exceeding thirty (30) days and any person who shall establish operate or maintain a beauty shop in violation of the provisions of this act shall upon conviction in a summary proceeding be sentenced to pay a fine of twenty-five dollars (\$25.00)

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE REJECTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 502

Mr. TALLMAN. Mr. President, I move that the Senate reject the report of the Committee of Conference on House Bill No. 502.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Barr,	Frazier,	Letzler.	Tarr.
Becker,	Geltz,	Lord.	Taylor,
Berger,	Haluska,	Mahany.	Tyler,
Blass,	Hare,	Margie,	Wade,
Chapman,	Heyburn,	Rahauser,	Wagner,
Crider,	Holland,	Rosenfeld.	Walker,
Crowe,	Homsher,	Ruth,	Watson,
Dent,	Jaspan,	Scarlett,	Wilson,
DiSilvestro,	Kephart,	Stevenson.	Wolfe,
Doehla,	Klein,	Stiefel,	Wood, L. H.
Donlan,	Lane,	Tallman,	Wood, T. N.
Farrell,	Leader.		Woodring.

NAYS—3

Carr,	Mallery,	Snowden,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 717 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table the report of the Committee of Conference on Senate Bill No. 717.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 717

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 717, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee on Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 717, entitled: "An act making an appropriation to the Department of Public Instruction for use at the State Teachers' Colleges and Pennsylvania Soldiers' Orphans School for payment of the costs of repairs, alterations, replacements and improvements to existing plant facilities and equipment for the purchase or replacement of equipment furnishings and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto."

Respectfully submit the following bill as our report:

GEORGE B. STEVENSON,
EDWARD B. WATSON,
CARLTON T. WOODRING,

(Committee on the Part of the Senate.)

NORMAN WOOD,
WM. R. McMILLEN,
ANTHONY J. PETROSKY,

(Committee on the Part of the House of Representatives.)

An Act making an appropriation to the Department of Public Instruction for use at the State Teachers' Colleges and Pennsylvania Soldiers' Orphan School for payment of the costs of repairs construction repairs alterations replacements and improvements to existing plant facilities and equipment for the purchase or replacement of equipment furnishings and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section. 1 The sum of six million one hundred one thousand nine hundred ninety dollars (\$6,101,990) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Instruction for use at State Teachers' Colleges and Pennsylvania Soldiers' Orphan School for the payment of the costs of repairs alterations replacements and improvements to existing plant facilities and equipment for the purchase or replacements of instructional equipment furnishings and furniture and for the payment of the cost of necessary plans specifications advertising for bids supervision architectural and engineering and surveying fees therefor as hereinafter set forth in the amounts specified.

I Bloomsburg State Teachers' College

For the payment of the costs of replacing boiler house equipment with two stokers lounge facilities in Waller Hall Gymnasium and converting Noetting Hall into an adult class-room building two hundred sixty thousand dollars (\$260,000)

For the purchase of library books and other equipment twelve microscopes three pianos linotype machine twelve

sets of type and payment of the costs of piano reconditioning twenty-two thousand seven hundred fifty dollars (\$22,750)

II California State Teachers' College

For the payment of the costs of the installation of shower rooms fire towers and an emergency lighting and fire alarm system in dormitories exterior and interior painting enlargement of kitchen and storage rooms roofing flooring installation of a water softening plant and the replacement of drinking fountains two hundred eighty-four thousand dollars (\$284,000)

For the purchase of print shop blue print machine shop equipment class-room lighting equipment physics apparatus for State College engineering students library books lounge parlor class-room and office furniture sound projector and speech-recording equipment forty-six thousand five hundred dollars (\$46,500)

III Cheyney Training School for Teachers

For the payment of the costs of flooring and lavatory for the library converting attics of Emlen and Bailey Halls into dormitories masonry conversion of barn into a residence hall remodeling of Brinton and Smith cottages improvement of tennis courts and athletic field extension of sewage disposal plant and grading and lighting roads two hundred nine thousand dollars (\$209,000)

For the purchase of library books and periodicals complete equipment of electrical laboratory and printing shop equipment expanding machine shop playground equipment and pianos and home economics equipment twenty-one thousand five hundred dollars (\$21,500)

IV Clarion State Teachers' College

For the payment of the costs of boilers in the power house walk-in tunnel for heat pipes roofing water softening equipment painting flooring completion of swimming pool plastering and painting of dormitory rooms plumbing electrical equipment wiring heating system repairs and construction of fire escape tower and fireproof stairwells three hundred fifty-six thousand dollars (\$356,000)

For the purchase of library books two motion picture projectors two tri-purpose projectors four projector screens and laboratory equipment ten thousand six hundred fifty dollars (\$10,650)

V East Stroudsburg State Teachers' College

For the payment of the costs of completing toilet and shower rooms in Stroud Hall repainting rewiring replastering and other alterations in Oakes Stroud Shawnee Halls and Wayne Gymnasium installation of heating system enlarging stage of auditorium and providing facilities for speech department draperies and curtains renovation of faculty houses and an incinerator five hundred twelve thousand dollars (\$512,000)

For the purchase of library books science equipment and lockers for the gymnasium fourteen thousand dollars (\$14,000)

VI Edinboro State Teachers' College

For the payment of the costs of an emergency lighting system in Reeder Hall laundry equipment infirmary renovation remodeling and equipment for kitchen plastering flooring painting exterior and interior plumbing and weather-stripping one hundred seventy-two thousand dollars (\$172,000)

For the purchase of new stoves deep fat frier and a dumb waiter for the kitchen dormitory furniture and screens library books sound projector and photographic equipment twenty-five thousand three hundred dollars (\$25,300)

VII Indiana State Teachers' College

For the payment of the costs of plumbing rewiring various buildings replacement of motors roofing remodeling of house for use as men's dormitory exterior painting replacing coal storage bins and unloading platform kitchen remodeling and additional refrigeration erection of fencing and the purchase of gate posts and framework to enclose athletic field and tennis courts replacing worn out concrete steps laundry equipment bleachers replacing those condemned classroom remodeling for instructional purposes remodeling of room for a

college post office flooring furniture for Recreation Hall and dormitories three hundred forty-six thousand five hundred dollars (\$346,500)

For the purchase of one hundred typewriters three recording machines twenty pianos refrigerators stoves ironers washers dryers art equipment books and furniture for the library sound projector scientific equipment and supplies mimeograph and desks and file cases twenty-six thousand dollars (\$26,000)

VIII Kutztown State Teachers' College

For the payment of the costs of fire towers infirmary remodeling heating plant and steam lines flooring in various buildings drainage in basement of auditorium replacement of doors doorjams locks in dormitory rooms remodeling of help quarters including fire alarm extension storage facilities for chemicals and laboratory equipment fireproof storage space in dormitory kiln room facilities for art training painting exterior and interior book elevator repairs and potato storage space three hundred thirty-two thousand dollars (\$332,000)

For the purchase of analytical balances and centrifuges physics apparatus two pianos graphic arts equipment thirty microscopes and storage space therefor Magnavox record-player art and architecture education slides sound projector amplified rectifier and speakers sixteen (16) millimeter projector microfilm reading machines and films speed-graphic camera omega dark room equipment prints for preparation of art supervisors lithographic press and eighteen filing cabinets twenty-three thousand eight hundred ninety dollars (\$23,890)

IX Lock Haven State Teachers' College

For the payment of the costs of renovating or replacing Recitation Hall roofing exterior painting renovation of men's and women's dormitories and Administration Building lighting and plumbing repairs to women's gymnasium flooring and heating repairs to Elementary School and extending flooring in Field House four hundred ninety-seven thousand dollars (\$497,000)

For the purchase of physics laboratory equipment classroom furniture anatomy and physiology laboratories library books projectors audiometers recorders typewriters filing cabinets and classroom films twenty-two thousand nine hundred dollars (\$22,900)

X Mansfield State Teachers' College

For the payment of the costs of boilers and heating renovation and replacing worn-out equipment in kitchen and bake shop replacement of refrigeration and cooling system rehabilitation of interior of South Hall to remove fire hazards replacement of flooring and stairs in North Hall and Dining Hall rehabilitation wiring lighting fixtures in Education Center replacement of roofing Straughn Auditorium Student Center Science Building Junior High Campus School North Hall South Hall and exterior painting of all campus buildings three hundred thirty-five thousand dollars (\$335,000)

For the purchase of gymnasium and science laboratory equipment classroom furniture musical instruments and piano library books maps and globes twenty-eight thousand dollars (\$28,000)

XI Millersville State Teachers' College

For the payment of the costs of the replacement of wooden stairways in the women's dormitory with fireproof stairwells roofing repairs to three buildings painting of college buildings a refrigeration plant replacement and renovation of floors in various buildings lighting toilet and lavatory facilities in the women's dormitory hot water generator cement walks and heating plant renovation one hundred fifty-six thousand five hundred dollars (\$156,500)

For the purchase of replacing equipment in Industrial Arts Department science laboratory visual education speech correction and health and physical education equipment twenty thousand five hundred dollars (\$20,500)

For the purpose of reconditioning the College Chapel forty thousand dollars (\$40,000)

For the purpose of reconditioning the industrial arts building including repairs to windows and removal of hazards on roof and correcting faulty brick work also

reconditioning junior high school shop twenty-five thousand dollars (\$25,000)

For the conversion of old heating plant into carpenter paint electrical and other workshops and storage rooms thirty thousand dollars (\$30,000)

For reconditioning domestic building repairing plaster woodwork lighting et cetera twenty thousand dollars (\$20,000)

For repairs to dining room and kitchen fifteen thousand dollars (\$15,000)

For repairs to Prince Street house including repairs to sills weatherboarding painting plumbing and removal of out kitchen five thousand dollars (\$5000)

For repairs to Frederick Street house including weatherboarding lighting four-thousand dollars (\$4000)

XII Shippensburg State Teachers' College

For the payment of the costs of fireproof walls and stairs replacing open wooden stairs in Horton Hall installation of water mains to serve new buildings replacement of water lines to toilet rooms in older buildings the remodeling of and alterations to the heating plant boilers coal handling equipment coal storage bunkers new brick stack and renovation of the old gymnasium for use as the College Community Center three hundred eighty-eight thousand dollars (\$388,000)

For the purchase of furniture fixtures and business machines in the Department of Business Education laboratory equipment in the Department of Science pianos in the Department of Music projectors lanterns screen and cameras educational films and slides in the Department of Visual Education and gymnasium mats and covers in the Department of Health and Physical Education twelve thousand dollars (\$12,000)

XIII Slippery Rock State Teachers' College

For the payment of the cost of complete rehabilitation of the power plant connecting it to the present stack rehabilitation of South Hall completion of electric wiring water system completion fire alarm system chapel improvements renovating and fencing playground for the Laboratory School addition of West Hall to the Laboratory School lighting painting and partitions to Administration offices rehabilitation of Registrar's Office and storage vault for scholastic records seven hundred twenty-two thousand dollars (\$722,000)

For the purchase of shop equipment for industrial arts training in Laboratory School furniture for dormitories and recreational hut library books gymnasium equipment thirty thousand five hundred dollars (\$30,500)

XIV West Chester State Teachers' College

For the payment of the costs of fire towers completing electrical repairs general heating and plumbing repairs installation of tile floors in women's toilets and food store-room replacement of steps roof replacement and repair new floors plastering interior and exterior painting power house equipment ventilation system repairs ranges for dining hall sound proofing of auditorium dining hall three hundred fifty-two thousand dollars (\$352,000)

For the purchase of library books fifteen practice pianos motion picture projectors with photomicrographic cameras microscopes and microprojector chemistry equipment Magnavox portable phonographs maps globes and atlases pianos two electric pipe-organs three console radios fifty hurdles for track and field use field glasses binoculars magnifiers physics apparatus paraffin embedding oven and rotary microtome for biological laboratories and FM broadcasting system sixty-one thousand five hundred dollars (\$61,500)

XV Pennsylvania Soldiers' Orphan School

For the payment of the costs of remodeling main dormitory building a new laundry and dry cleaning plant and purchasing equipment therefor providing a three story (six room) addition to school building and other new construction six hundred seventy-five thousand dollars (\$675,000)

Section 2 The moneys hereby appropriated may be used at each State Teachers' College and the Pennsylvania Soldiers' Orphans School in whole or in part for the

carrying out of the projects enumerated or any of them according to the determination of their necessity by the Board of Trustees at each such institution with the approval of the Superintendent of Public Instruction

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 717

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 717.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 580 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table the report of the Committee of Conference on Senate Bill No. 580.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 580

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 580, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 580, entitled: "An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled 'A further supplement to an act entitled "An act to provide revenue by taxation" approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine' by establishing an exemption for capital actually and exclusively employed in coal mining or coal mining and preparation plant business and the laundering and/or supplying of laundered articles and meat processing and/or curing businesses with regard to the capital stock tax and franchise tax on domestic and foreign corporations joint-

stock associations limited partnerships and companies and postponing the effective date of said exemption."

Respectfully submit the following bill as our report:

MONTGOMERY F. CROWE,

A. H. LETZLER,

BURTON E. TARR,

(Committee on the Part of the Senate.

EDWIN C. EWING,

EUSTACE H. BANE,

(Committee on the Part of the House of Representatives.)

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by establishing an exemption for capital actually and exclusively employed in coal mining or coal mining and preparation plant business with regard to the capital stock tax and franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies and postponing the effective date of said exemption

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" as last amended by the act approved the fourteenth day of May one thousand nine hundred forty-seven (Act Number 97) is hereby further amended to read as follows

Section 21 (a) That every domestic corporation other than corporations of the first class nonprofit corporation and cooperative agricultural associations not having capital stock and not conducted for profit and every joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of Revenue a tax at the rate of five mills upon each dollar of actual value of its whole capital stock of all kinds including common special and preferred as ascertained in the manner prescribed in said twentieth section Provided That the tax of five mills imposed by this subsection on reports filed for the calendar year one thousand nine hundred forty-seven and one thousand nine hundred forty-eight or for the fiscal years beginning in the calendar years one thousand nine hundred forty-seven and one thousand nine hundred forty-eight shall apply to the taxation of capital stock of corporations limited partnerships and joint-stock association (A) organized for manufacturing purposes excepting companies engaged in the distilling of liquors and (B) organized for coal mining purposes provided further that after said two year period the provisions of this section shall not apply to the taxation of the capital stock of corporations limited partnerships and joint-stock association (A) organized for manufacturing purposes which is invested in and actually and exclusively employed in carrying on manufacturing within the State excepting companies engaged in the distilling of liquors and such as enjoy and exercise the right of eminent domain and (B) organized for coal mining purposes and which is invested in and actually and exclusively employed in carrying on coal mining or coal mining and the preparation of coal for market but every corporation limited partnership or joint-stock association organized for the purpose of manufacturing or coal mining or coal mining and the preparation of coal shall pay the State tax of five mills herein provided upon such proportion of its capital stock if any as may be invested in any property or business not strictly incident or appurtenant to the manufacturing or coal mining or

coal mining and coal preparation business in addition to the local taxes assessed upon its property in the district where located it being the object of this proviso to relieve from State taxation only so much of the capital stock as is invested purely in the manufacturing plant and business or in the coal mining or in the coal mining and preparation plant and business

(b) Every foreign corporation joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of Revenue a franchise tax at the rate of five mills upon a taxable value to be determined in the following manner The actual value of its whole capital stock of all kinds including common special and preferred shall be ascertained in the manner prescribed in the twentieth section of this act and shall then be divided into three equal parts

(1) Of one third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the value of the taxpayer's tangible property not actually and exclusively used in manufacturing or in coal mining or coal mining and preparation situated within the Commonwealth and whose denominator is the value of all the taxpayer's tangible property wherever situated

(2) Of another third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the expenditures of the taxpayer for wages salaries commissions or other compensation to its employees not exclusively engaged in manufacturing or in coal mining or coal mining and preparation in this Commonwealth and assignable to this Commonwealth as hereinafter provided and whose denominator is the total expenditures of the taxpayer for wages salaries commissions or other compensation to all its employees

(3) Of the remaining third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the amount of the taxpayer's gross receipts from business not strictly incident or appurtenant to manufacturing or to coal mining or coal mining or preparation in this Commonwealth assignable to this Commonwealth as hereinafter provided and whose denominator is the amount of the taxpayer's gross receipts from all its business

The sum of the amounts determined in accordance with the foregoing three rules shall be the taxable value In a case where only two of the foregoing three rules are applicable the remaining third equal part of the value of the entire capital stock shall be divided into two equal parts each of which shall be apportioned in accordance with one of the remaining two rules If only one of the three rules is applicable that part of the entire capital stock attributed to business carried on within the Commonwealth shall be determined solely by that rule

The amount assignable to this Commonwealth of expenditures of the taxpayer for wages salaries commissions or other compensation to its employees shall be such expenditures for the taxable year as represent the wages salaries commissions or other compensation of employees not chiefly situated at connected with or sent out from premises for the transaction of business maintained by the taxpayer outside the Commonwealth

The amount of the taxpayer's gross receipts from business assignable to this Commonwealth shall be (1) the amount of its gross receipts for the taxable year except those negotiated or effected in behalf of the taxpayer by agents or agencies chiefly situated at connected with or sent out from premises for the transaction of business maintained by the taxpayer outside the Commonwealth and except rents and royalties and interest and dividends (2) rentals or royalties from property situated or from the use of patents within this Commonwealth and (3)

dividends and interest except such dividends and interest attributed to the business conducted on premises maintained by the taxpayer outside the Commonwealth. If a taxpayer maintains an office warehouse or other place of business in a state other than this Commonwealth for the purpose of reducing its tax under this subsection the Department of Revenue shall in determining the amount of its gross receipt from business assignable to this Commonwealth include therein the gross receipts attributed by the taxpayer to the business conducted at such place of business in another state.

In the case of construction contracts negotiated or effected at an office in the State of Pennsylvania but performed outside the State the gross receipts under such contracts shall be assignable outside the State except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the State and partly outside the State such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in Pennsylvania under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year. In the case of construction contracts negotiated or effected at an office outside the State but performed in the State the gross receipts under such contract shall be assignable to the State except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the State and partly outside the State such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in the State under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year.

A rule shall not be deemed to be inapplicable merely because all the tangible property or the expenditures of a taxpayer for wages salaries commissions or other compensation or the gross receipts of the taxpayer are found to be situated incurred or received without the Commonwealth.

Notwithstanding the foregoing provisions of this subsection (b) the franchise tax of five mills imposed by subsection (b) on reports filed for the calendar years one thousand nine hundred forty-seven and one thousand nine hundred forty-eight and for fiscal years beginning in the calendar years one thousand nine hundred forty-seven and one thousand nine hundred forty-eight shall apply to the taxation of corporations limited partnerships and joint-stock associations (a) organized for manufacturing purposes excepting companies engaged in the distilling of liquors and (b) organized for coal mining or coal mining and preparation without excluding from the numerators of the applicable fractions tangible property actually and exclusively used in manufacturing or coal mining and preparation compensation of employees exclusively engaged in manufacturing or coal mining and preparation and gross receipts from business strictly incident or appurtenant to manufacturing or coal mining and preparation.

After said two year period the provisions of this subsection shall apply to the taxation of corporations limited partnerships and jointstock associations organized for manufacturing purposes and coal mining and preparation.

(c) It shall be the duty of the treasurer or other officers having charge of any such corporation joint-stock association or limited partnership upon which a tax is imposed by this section to transmit the amount of said tax to the Treasury of the Commonwealth within the time prescribed by law. Provided That for the purposes of this act interest in limited partnerships or joint-stock associations shall be deemed to be capital stock and taxable accordingly. Provided further That corporations limited partnerships and joint-stock associations liable to a tax under this section shall not be required to pay any further tax on the mortgages bonds and other securities owned by them and in which the whole body of stockholders or members as such have the entire equitable interest in remainder but

corporations limited partnerships and joint-stock associations owning or holding such securities as trustees executors administrators guardians or in any other manner than for the whole body of stockholders or members thereof as sole equitable owners in remainder shall return and pay the tax imposed by this act upon all securities so owned or held by them as in the case of individuals. Provided further That the tax of five mills imposed by this section on reports filed for the calendar years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six and for each calendar year thereafter or for the fiscal years beginning in the calendar years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six and for each fiscal year thereafter shall apply to the taxation of the capital stock of corporations limited partnerships and joint-stock associations organized for laundering and for the processing and curing of meats their products and by products excepting companies engaged in the distilling of liquors. Provided further That in case of fire and marine insurance companies the tax imposed by this section shall be at the rate of five mills upon each dollar of the actual value of the whole capital stock. Provided That nothing in this act shall be so construed as to apply to building and loan associations chartered by the State of Pennsylvania.

Section 2 The provisions of this act shall be retroactive to the first day of January one thousand nine hundred forty-seven so that domestic and foreign corporations limited partnerships and joint-stock associations organized for manufacturing and coal mining and preparation purposes shall pay the tax imposed for the calendar years one thousand nine hundred forty-seven and one thousand nine hundred forty-eight or for the fiscal years beginning in the calendar years one thousand nine hundred forty-seven and one thousand nine hundred forty-eight as other domestic and foreign corporations limited partnerships and joint-stock associations.

Section 3 The provisions of this act shall become effective immediately upon final enactment.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 580

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 580.

Mr. HEYBURN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Bart,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON
HOUSE BILL No. 417 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table the report of the Committee of Conference on House Bill No. 417.

REPORT OF COMMITTEE OF CONFERENCE ON
HOUSE BILL No. 417.

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 417, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 417, entitled: "An act to further amend the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof * * *' by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts county superintendents assistant county superintendents supervisors of special education supervisors of agriculture supervisors of home making and district superintendents and providing for reimbursement by the Commonwealth and repealing certain provisions of said act"

Respectfully submit the following as our report:

FREDK. L. HOMSHER,
PAUL L. WAGNER,
WILLIAM S. RAHAUSER,
(Committee on the part of the Senate.)
D. RAYMOND SOLLENBERGER,
W. STUART HELM,
FELIX S. BENTZEL,
(Committee on the part of the House of Representatives.)

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts county superintendents assistant county superintendents supervisors of special education and district superintendents and providing for reimbursement by the Commonwealth and repealing certain provisions of said act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1209.1 of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as added by the act ap-

proved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby repealed

Section 2 Article XII of said act is hereby amended by adding after section one thousand two hundred sixteen thereof a new subdivision to read as follows

Compensation of Professional Employees

Section 1217 For the purposes of this subdivision

(1) "Teacher" shall include all professional employees and temporary professional employees who devote fifty per centum (50%) of their time or more to teaching or other direct educational activities such as class room teachers demonstration teachers museum teachers counselors librarians school nurses dental hygienists home and school visitors and other similar professional employees and temporary professional employees certificated in accordance with the qualifications established by the State Council of Education

(2) "Standard Certificate" shall mean any one of the following certificates permanent state certificate state normal school certificate State Normal school diploma temporary standard certificate permanent standard certificate state standard limited certificate temporary extension standard certificate permanent extension standard certificate

(3) "College certificate" shall mean a college provisional certificate a college permanent certificate or its equivalent

"Master's degree" shall mean a degree secured at a college or university approved by the State Council of Education or its equivalent

The State Council of Education shall formulate equivalents for both college certificates and master's degrees in determining the equivalents in the case of teachers of applied arts and vocational subjects the State Council of Education shall give due consideration to practical experience in the field taught

(4) "Service Increments" shall mean increases in annual salary granted to all profession employees by reason of their years of service in the school district or vocational school district

Section 1218 Except as hereinafter otherwise provided school districts of the first class shall pay all regular and temporary teachers supervisors and principals in the public schools of the district the following minimum salaries and increments

(1) Teachers holding a standard certificate minimum annual salary two thousand one hundred seventy-five dollars (\$2175) minimum annual service increment two hundred dollars (\$200) minimum number of service increments five (5)

(2) Teachers holding a college certificate minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(3) Teachers holding a master's degree or its equivalent minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(4) Supervisors holding a standard or college certificate minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(5) Supervisors holding a master's degree or its equivalent minimum annual salary two thousand six hundred dollars (\$2600) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(6) Principals who devote one-half or more of their time to supervision and administration and having less than twenty (20) teachers under their supervision who hold a standard or college certificate minimum annual salary three thousand dollars (\$3000) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(7) Such principals who hold a master's degree or its equivalent minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(8) Such principals having (20) or more teachers under their supervision but less than forty (40) and who hold a standard or college certificate minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(9) Such principals who hold a master's degree or its equivalent minimum annual salary three thousand six hundred dollars (\$3600) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(10) Such principals having forty or more teachers under their supervision but less than sixty and who hold a standard or college certificate minimum annual salary three thousand eight hundred dollars (\$3800) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(11) Such principals who hold a master's degree or its equivalent minimum annual salary four thousand dollars (\$4000) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(12) Such principals having sixty or more teachers under their supervision and who hold a standard or college certificate minimum annual salary four thousand two hundred dollars (\$4200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(13) Such principals who hold a master's degree or its equivalent minimum annual salary four thousand four hundred dollars (\$4400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

Section 1219 Except as hereinafter otherwise provided school districts of the second third and fourth class and vocational school districts shall pay all regular and temporary teachers supervisors principals and supervising principals in the public schools of the district the following minimum salaries and increments

(1) Teachers hold a standard certificate minimum annual salary one thousand nine hundred fifty dollars (\$1950) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments five (5)

(2) Teachers holding a college certificate minimum annual salary two thousand dollars (\$2000) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(3) Teachers holding a master's degree or its equivalent minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(4) Supervisors who devote one-half or more of their time to supervision of instruction and who hold a standard or college certificate minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(5) Such supervisors who hold a master's degree or its equivalent minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(6) Principals who devote one-half or more of their time to supervision and administration having less than twenty teachers under their supervision and who hold a standard or college certificate minimum annual salary two thousand six hundred dollars (\$2600) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(7) Such principals holding a master's degree or its

equivalent minimum annual salary two thousand eight hundred dollars (\$2800) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(8) Such principals having twenty or more teachers under their supervision but less than forty and who hold a standard or college certificate minimum annual salary two thousand nine hundred dollars (\$2900) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(9) Such principals who hold a master's degree or its equivalent minimum annual salary three thousand one hundred dollars (\$3100) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(10) Such principals having forty or more teachers under their supervision but less than sixty and who hold a standard or college certificate minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(11) Such principals holding a master's degree or its equivalent minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(12) Such principals having sixty or more teachers under their supervision and who hold a standard or college certificate minimum annual salary three thousand five hundred dollars (\$3500) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(13) Such principals who hold a master's degree or its equivalent minimum annual salary three thousand seven hundred dollars (\$3700) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(14) Supervising principals having less than twenty teachers under their supervision and who hold a standard or college certificate minimum annual salary two thousand eight hundred dollars (\$2800) minimum annual service increment one hundred seventy-five (\$175) minimum number of service increments six (6)

(15) Such supervising principals who hold a master's degree or its equivalent minimum annual salary three thousand dollars (\$3000) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(16) Supervising principals having twenty or more teachers under their supervision but less than forty and who hold a standard or college certificate minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(17) Such supervising principals who hold a master's degree or its equivalent minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(18) Supervising principals having forty or more teachers under their supervision but less than sixty and who hold a standard or college certificate minimum annual salary three thousand six hundred dollars (\$3600) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(19) Such supervising principals who hold a master's degree or its equivalent minimum annual salary three thousand eight hundred dollars (\$3800) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(20) Supervising principals having sixty or more teachers under their supervision and who hold a standard or college certificate minimum annual salary four thousand dollars (\$4000) minimum annual service increment

one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(21) Such supervising principals who hold a master's degree or its equivalent minimum annual salary four thousand two hundred dollars (\$4200) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

Section 1220 Any professional employee who during the term of his employment shall receive a college certificate or shall earn a master's degree or its equivalent shall commencing with the next succeeding school term be entitled to the compensation prescribed for his new status which shall be at least two hundred dollars (\$200) in excess of the increment earned by him during the previous year

Section 1221 In all school districts and vocational school districts the minimum annual salary of teachers who hold only emergency certificates for any grade or subject which they teach shall be one thousand six hundred dollars (\$1600)

Section 1222 The minimum salary of all part-time teachers of children of exceptional physical or mental condition unable to attend regular public school or of part-time teachers supervisors and principals employed in the extension schools and evening vocational classes and classes of the Commonwealth established for the education of adults and legally employed minors and not designated as continuation or other vocational schools or classes shall be two dollars and fifty cents (\$2.50) per hour

Section 1223 Teachers who are required because of additional work to devote more than the usual number of periods per day to their duties shall be entitled to a fair increase in compensation to be determined by the board of public education or the board of school directors teachers who may be employed in giving instruction for only part of a day shall render such other service for such period of time per day as the board of public education or the board of school directors may direct but if such service cannot be assigned to such teacher by the board of public education or the board of school directors the salary paid to such teacher shall be proportioned to the number of hours of service rendered

Section 1224 Substitutes shall be paid not less than the minimum salary provided for by this subdivision or in the event they are employed for less than a full school year the proportionate part of such minimum salary equal to the proportionate part of the school year during which they were employed arrived at by dividing the number of days during which a substitute was employed by the total number of days the schools of the district were in session during the school year

Section 1225 The increments herein provided for are applicable only where the beneficiaries thereof remain in the service of the same school district Where such teachers enter a new district they shall enter at a point in the schedule to be agreed upon between said teachers and the employing districts which agreement shall be made a part of the contract between them

Section 1226 Each person employed by any school district or vocational school district on the effective date of this subdivision as a teacher supervisor principal or supervising principal receiving compensation equivalent to or in excess of the minimum salary prescribed by the applicable schedule shall for the school year 1947-1948 be raised to the next highest step on the applicable schedule unless such increase shall be less than one full increment in which case he shall be raised to the next higher step on the applicable schedule Each such person receiving compensation less than the minimum salary prescribed by the applicable schedule shall for the school year 1947-1948 be raised to such minimum salary unless such increase shall be less than one full increment in which case he shall receive an increase of the amount of one full increment Each person employed by any school district or vocational school district on the effective date of this act as a teacher holding a college

certificate or a master's degree or its equivalent or as a supervisor or a principal receiving compensation less than the minimum salary prescribed by the applicable schedule shall for the school year 1947-1948 in addition to being raised to such minimum salary be raised to the next succeeding step on the applicable schedule In any case where the salary provided for by this section for the school year 1947-1948 is less than the minimum provided for the particular professional employee for the school year 1947-1948 by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112 Act No. 403) such professional employee shall be raised to the salary he would receive under the provisions of said act of May twenty-ninth one thousand nine hundred forty-five Except in such case no school district or vocational school district shall be required either for the school year 1947-1948 or for any school year thereafter to raise the salary of any person to an amount in excess of the minimum salary and all increments applicable to such person under the provisions of this act

Section 1227 In order to pay the additional amounts of salaries provided for by this act the board of school directors or board of public education of any school district may for the fiscal year 1947 or 1947-1948 as the case may be revise its budget by increasing its appropriation or appropriations for salaries of professional employees of the school district for such fiscal year the funds therefor may be provided from unexpended balances in existing appropriations from unappropriated revenue if any or from temporary loans

Section 1228 All district superintendents county superintendents assistant county superintendent supervisors of special education shall be entitled to the following minimum annual salaries

(1) District superintendents in districts having a population of less than thirty thousand (30,000) four thousand five hundred dollars (\$4500)

(2) District superintendents in all districts having a population of thirty thousand (30,000) or more six thousand dollars (\$6000)

(3) County superintendents in counties having a population of less than forty-five thousand (45,000) five thousand dollars (\$5000)

(4) County superintendents in counties having a population of forty-five thousand (45,000) and more but less than one hundred fifty thousand (150,000) five thousand five hundred dollars (\$5500)

(5) County superintendents in counties having a population of one hundred fifty thousand (150,000) or more six thousand dollars (\$6000)

(6) Assistant county superintendents in all counties four thousand five hundred dollars (\$4500)

(7) County supervisors of special education in all counties four thousand five hundred dollars (\$4500)

Section 1229 All of the schedules set forth in this act prescribe a minimum salary in each instance and where an increment is prescribed it is also a minimum it is within the power of the boards of public education boards of school directors or county conventions of school directors as the case may be to increase for any person or group of persons included in any schedule the initial salary or the amount of an increment or the number of increments

Nothing contained in this act shall be construed to interfere with or discontinue any salary schedule now in force in any school district provided such schedule shall meet the requirements of this act nor to prevent the adoption of any salary schedule in conformity with the provisions of this act nor to prevent the granting of temporary or emergency increases for any period of time and the discontinuance of such increases at the end of the period for which the temporary increases were granted Any temporary or emergency increases heretofore granted and the discontinuance thereof at the end of the period for which granted are hereby ratified confirmed and made valid notwithstanding the fact that the same may have been done without previous authority of law

No school district shall be required to pay any increments provided for hereby to any teacher for any part of the probationary period of such teacher

Section 3 Section one thousand two hundred forty-one of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows

Section 1241 For the purposes of this subdivision of Article XII of this act the following terms shall have the following meanings

(1) "District Pupils" of a school district shall designate all pupils enrolled in the public schools of the Commonwealth and of adjacent states who are residents or a given school district except those pupils who are enrolled in the public school maintained by the vocational school district the territorial limits of which include the school district "District Pupils" of a vocational school district shall designate all pupils enrolled in the public schools maintained by the vocational school district who are residents of the district

(2) "District Teaching Units" A district's number of teaching units shall be obtained as follows (1) divide by twenty-two (22) the number of district pupils in average daily membership in a public high school (2) divide by thirty (30) the number of district pupils in average daily membership in a public elementary school and (3) add the quotients obtained under (1) and (2) above

(3) "Average Daily Membership" shall be computed in accordance with the rules of procedure as established by the Department of Public Instruction for the school term 1944-1945

(4) "Minimum Subsidy" shall designate the minimum amount per teaching unit payable by the Commonwealth to any school district or vocational school district under the provisions of this act The minimum subsidy [shall be six hundred dollars (\$600)] for the school year 1946-1947 and the school year 1947-1948 shall be seven hundred dollars (\$700) and for each school year thereafter eight hundred dollars (\$800)

(5) "Maximum Subsidy" shall designate the maximum amount per teaching unit which may be payable by the Commonwealth to any one school district or vocational school district under the provisions of this act The maximum subsidy for the school year [1945-1946 and the school year 1946-1947 shall be one thousand eight hundred dollars (\$1800) and for each school year thereafter two thousand dollars (\$2000)] 1946-1947 shall be two thousand two hundred dollars (\$2200) for the school year 1947-1948 two thousand three hundred dollars (\$2300) for the school year 1948-1949 two thousand four hundred dollars (\$2400) for the school year 1949-1950 two thousand five hundred dollars (\$2500) and for each school year thereafter two thousand six hundred dollars (\$2600)

(6) "Standard Reimbursement Fraction" School districts or vocational school district's standard reimbursement fraction shall be computed annually in the month of [November] December by the Department of Public Instruction

In the case of a school district its standard reimbursement fraction shall be computed for the school year [1945-1946 and the school year 1946-1947 by subtracting from one thousand eight hundred dollars (\$1800) an amount determined by multiplying the school district's assessed valuation per district teaching unit by five-one thousandths (.005) and dividing the difference so obtained by one thousand eight hundred dollars (\$1800) and for the school year 1947-1948 and for every school year thereafter by subtracting from two thousand dollars (\$2000) an amount determined by multiplying the school district's assessed valuation per district teaching unit by five-one thousandths (.005) and dividing the difference so obtained by two thousand dollars (\$2000)] 1946-1947 by subtracting from two thousand two hundred dollars (\$2200) an amount determined by multiplying the school

district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand two hundred dollars (\$2200) for the school year 1947-1948 by subtracting from two thousand three hundred dollars (\$2300) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand three hundred dollars (\$2300) for the school year 1948-1949 by subtracting from two thousand four hundred dollars (\$2400) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand four hundred dollars (\$2400) for the school year 1949-1950 by subtracting from two thousand five hundred dollars (\$2500) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand five hundred dollars (\$2500) and for every school year thereafter by subtracting from two thousand six hundred dollars (\$2600) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand six hundred dollars (\$2600)

A school district's assessed valuation to be used for purposes of computing the standard reimbursement fraction shall be the assessed valuation of the district's taxable real property as determined for the preceding year for county tax purposes Provided That if the assessed valuation as determined for county purposes does not adequately represent the market values of the taxable property the State Council of Education may ascertain such market values and base the reimbursement to any one school district upon the market values ascertained by the State Council of Education Provided further That if any system for the equalization of the values of real property throughout the Commonwealth shall be provided for by act of assembly each district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the valuation placed upon its taxable real property under such system

In the case of a vocational school district its standard reimbursement fraction shall be computed for the school year [1945-1946 and the school year 1946-1947 by subtracting from one thousand eight hundred dollars (\$1800) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by one thousand eight hundred dollars (\$1800) and for the school year 1947-1948 and for every school year thereafter by subtracting from two thousand dollars (\$2000) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand dollars (\$2000)] 1946-1947 by subtracting from two thousand two hundred dollars (\$2200) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand two hundred dollars (\$2200) for the school year 1947-1948 by subtracting from two thousand three hundred dollars (\$2300) an amount determined by multiplying the school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand three hundred dollars (\$2300) for the school year 1948-1949 by subtracting from two thousand four hundred dollars (\$2400) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand four hundred dollars (\$2400) for the school year 1949-1950 by subtracting from two thousand five hundred dollars (\$2500) an amount determined by multiplying the

school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand five hundred dollars (\$2500) and for every school year thereafter by subtracting from two thousand six hundred dollars (\$2600) an amount determined by multiplying the school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand six hundred dollars (\$2600).

A school district's or vocational school district's number of district teaching units for purposes of determination of the standard reimbursement fraction shall be obtained as follows (1) divide by twenty-two (22) the number of district pupils in average daily membership in a public high school during the preceding school term (2) divide by thirty (30) the number of district pupils in average daily membership in a public elementary school during the preceding school term and (3) add the quotients obtained under (1) and (2) above except when the pupil-teacher ratio exceeds thirty-three (33) in which case the sum obtained under (1) and (2) above shall be multiplied by thirty-three (33) and the product so obtained shall be divided by the pupil-teacher ratio of the district. Provided That no school district or vocational school district shall be credited with less than one teaching unit or be assigned a reimbursement fraction lower in value than the minimum subsidy divided by the maximum subsidy. Provided further That until the end of the school term during which the present hostilities shall cease as determined by proclamation of the Governor all one-room school operated in accordance with the provisions of the act to which this is an amendment shall be credited with at least one teaching unit. Upon cessation of such hostilities such one-room schools shall be credited with at least one teaching unit only if their operation is approved by the State Council of Education. The State Council of Education shall withhold its approval of any one-room one teacher school unless (1) topography distance or condition of roads are such as to make transportation of pupils impractical or (2) it is impossible to accommodate pupils in existing graded school in the district or other districts or (3) the district is financially unable to construct a consolidated school.

Section 4 Section one thousand two hundred forty-two of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows

Section 1242 Every school district and every vocational school district shall be paid by the Commonwealth for the [fiscal years 1945-1946 and] school year 1946-1947 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary school an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by [one thousand eight hundred dollars (\$1800)] two thousand two hundred dollars (\$2200) and by the district's standard reimbursement fraction

The amount of payment to be made by the Commonwealth to any school district during the school year 1947-1948 for the school year 1946-1947 on account of the instruction of pupils under the provisions of this section shall not be less than the amount paid to the district during the school year 1945-1946 on account of the salaries of full time members of the teaching and supervisory staff of the district

Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1947-1948 [and for every school year thereafter] on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by [two

thousand dollars (\$2000)] two thousand three hundred dollars (\$2300) and by the district's standard reimbursement fraction

Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1948-49 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand four hundred dollars (\$2400) and by the district's standard reimbursement fraction

Every school district and every vocational school district shall be paid by the Commonwealth for school year 1949-1950 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand five hundred dollars (\$2500) and by the district's standard reimbursement fraction

Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1950-1951 and for every school year thereafter on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand six hundred dollars (\$2600) and by the district's standard reimbursement fraction

Notwithstanding the foregoing provisions of this section when because of sparsity of population road or climatic conditions or lack of other available high school facilities the State Council of Education has approved the continued operation of a small high school the district shall receive an amount based on a number of teaching units equal to the number of teachers approved by the State Council of Education as being required to provide a satisfactory educational program in such school provided that the number of teachers employed is not less than the number approved

For no year shall any school district or vocational school district receive less than [six hundred dollars (\$600)] the minimum subsidy per teaching unit

Section 5 Sections one thousand two hundred forty-four and one thousand two hundred fifty-two of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows

Section 1244 Each school district regardless of classification sending [high school] pupils to another school district or vocational school district or to a joint high school approved by the Department of Public Instruction shall be paid by the Commonwealth for the school term [1945-1946] 1946-1947 and for every school term thereafter on account of [high school] tuition an amount to be determined by multiplying the sum of "overhead cost per [high school] pupil" and "instruction cost per elementary pupil" or "instruction cost per high school pupil" as the case may be as defined in section one thousand two hundred sixty of this act [less the rental charge of eight dollars (\$8)] or in the case of district pupils attending a [high] school not located in this Commonwealth on the basis of a reasonable tuition charge per pupil to be determined by the Superintendent of Public Instruction (1) by the number of district pupils sent to [high] schools of other districts or to a joint [high] school and (2) by the district's standard reimbursement fraction and (3) by seventy-five-one-hundredths (.75) and (4) subtracting from the amount so obtained the per pupil State appropriation paid to the district where the pupils attends [high] school multiplied by the number of pupils

Section 1252 On or before the first day of [August one thousand nine hundred forty-five and on or before the first day of August] July one thousand nine hundred forty-seven and on or before the first day of July of every year thereafter each school district and each vocational school district shall file a certificate with the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him showing attendance data for all pupils during the preceding school term classified into such groups as the Superintendent of Public Instruction shall direct together with such other information as the Superintendent of Public Instruction shall require in order to enable him to properly administer the provisions of these amendments

Section 6 Sections one thousand two hundred fifty-five and one thousand two hundred fifty-seven of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) are hereby amended to read as follows

Section 1255 The Superintendent of Public Instruction shall ascertain and determine the amount of funds required to meet each of the four payments to school districts and vocational school districts which become due and payable within two fiscal years beginning June first one thousand nine hundred forty-five and ending on May thirty-first one thousand nine hundred forty-seven and each biennium thereafter on the data and material contained in the certificates which school districts and vocational school districts are required by these amendments to file with the superintendent immediately preceding the beginning of each biennium The superintendent shall apportion and allot the same to and among the respective districts The amount paid to any district within any biennium shall be computed on the data and information contained in the certificates required to be filed each year as herein provided Provided That if any system for the equalization of the values of real property throughout the Commonwealth shall be provided for by act of Assembly each district's assessed valuation to be used for purposes of the computing its standard reimbursement fraction shall be the valuation placed upon its taxable real property under such system In no case shall the amount paid to any district exceed the amounts computed on such data

Section 1257 The amount apportioned and allotted to each school district or vocational school district shall be divided into equal semi-annual installments and the Superintendent of Public Instruction shall draw his requisition semi-annually upon the State Treasurer in favor of each district for the amount to which it is entitled and payment thereof shall be made to fourth class school districts and to vocational school districts during the months of [February and August of each year to second and third class districts during the months of March and September of each year and to first class districts during the months of April and October] March and October of each year and to first second and third class districts during the months of April and November of each year

In the event that hereafter any school district for a period of two successive years employs the same teacher who holds only an emergency certificate for any grade or subject which he teaches or for a period of two successive years employs in the same position teachers who hold only an emergency certificate for any grades or subjects which they teach such school district shall forfeit the sum of three hundred dollars (\$300) for each teacher so employed or for each position so filled Any school district that employs any teacher who does not hold any form of teacher certification to teach in the public schools of this Commonwealth shall forfeit one reimbursement unit for each such teacher employed The Superintendent of Public Instruction shall in either event deduct such sum or sums from the amount of the Commonwealth appropriation otherwise due such such district under the provisions of this act

Section 7 Section one thousand two hundred sixty of said act as added by the act approved the twenty-ninth

day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows

Section 1260 A school district or vocational school district receiving elementary or high school pupils who are residents of another school district or another vocational school district shall compute the tuition charges as follows

(1) General add the salaries of secretaries treasurers auditors superintendents the cost of library books the salaries of librarians lectures health medical nurse and dental services the wages of janitors and other comparable employes the cost of fuel water light and power the cost of maintenance of school plant including ordinary repairs but not including alterations or remodeling the cost of attendance at teachers' institutes and the district's contribution to the retirement fund on behalf of the above listed employes and divided the sum so obtained by the total number of pupils in average daily membership in the receiving district's public schools The quotient so obtained shall be designated the "Overhead Cost Per Pupil"

(2) Elementary Tuition Charge Add the salaries of supervisors principals clerks assistants and teachers employed in the receiving district's elementary schools the district's contribution to the retirement fund on behalf of teachers supervisors and principals employed in the district's elementary schools the cost of text books and supplies of the second class used in the district's elementary schools and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's elementary schools the quotient so obtained shall be designated as the "Instruction Cost Per Elementary Pupil" add to the instruction cost per elementary pupil the overhead cost per pupil and a rental charge of eight dollars (\$8) per pupil for the use of the receiving district's school plant deduct from the amount so obtained the per pupil state appropriation on account of elementary school teaching units The cost so determined shall be the "Tuition Charge Per Elementary Pupil"

(3) High School Tuition Charge Add the salaries of supervisors principals clerks assistants and teachers employed in the receiving district's high schools The district's contribution to the retirement fund on behalf of teachers supervisors and principals employed in the district's high schools The cost of text books and supplies of the second class used in the district's high schools and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's high schools The quotient so obtained shall be designated as the "Instruction Cost Per High School Pupil" Add to the instruction cost per high school pupil the overhead cost per pupil and a rental charge of [eight dollars (8)] ten dollars (\$10) per pupil for the use of the receiving district's school plant deduct from the amount so obtained the per pupil state appropriation on account of high school teaching units The cost so determined shall be the "Tuition Charge Per High School Pupil"

Section 8 The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 9 This act shall become effective on the first day of July one thousand nine hundred forty-seven

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 417

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 417.

Mr. HEYBURN. Mr. President, I second the motion.
On the question,
Will the Senate agree to the motion?
The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47.

Becker,	Frazier,	Lord,	Tarr,
Berger,	Geltz,	Mahany,	Taylor,
Blass,	Haluska,	Mallery,	Tyler,
Carr,	Hare,	Margie,	Wade,
Chapman,	Heyburn,	Rahauser,	Wagner,
Crider,	Homsher,	Rosenfeld,	Walker,
Crowe,	Jaspan,	Ruth,	Watson,
DiSilvestro,	Kephart,	Scarlett,	Wilson,
Doehla,	Klein,	Snowden,	Wolfe,
Donlan,	Lane,	Stevenson,	Wood, L. H.,
Farrell,	Leader,	Stiefel,	Wood, T. N.,
	Letzler,	Tallman,	Woodring.

NAYS—3.

Barr,	Dent,	Holland,
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A majority of all the Senators having voted "aye" the question was determined in the affirmative.
Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE ON CONFERENCE ON SENATE BILL No. 498 TAKEN FROM TABLE

Mr. TALLMAN. Mr. President, I call from the table the report of the Committee on Conference on Senate Bill No. 498.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 498

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 498, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 498, entitled: "An act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions and at its regular sessions of the one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two."

Respectfully submit the following bill as our report:
JAMES A. GELTZ,
CLARENCE D. BECKER,
MAXWELL S. ROSENFELD
(Committee on the Part of the Senate.)
NORMAN WOOD,
FRANK A. COSTA,
WILLIAM J. YESTER,
(Committee on the Part of the House of Representatives.)

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two
The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All unexpended balances of appropriations made from all funds of the State Treasury by the General Assembly at its session of one thousand nine hundred and thirty-nine or at any session prior thereto which shall remain unexpended on the effective date of this act shall lapse on that date

Section 2 All unexpended and unencumbered balances of appropriations made from all funds of the State Treasury by the General Assembly at its regular session of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two which shall remain unexpended and unencumbered on the effective date of this act shall lapse on that date

Section 3 The provisions of this act shall not apply to any balance remaining of the appropriation of June fifth one thousand nine hundred thirty-seven (Appropriation Acts page thirty-nine) making an appropriation into the Flood Control Fund nor to the appropriation made by the act of August sixth one thousand nine hundred forty-one (P. L. 849) relating to the acquisition of Robert Fulton's Birthplace or to the unexpended balance remaining of the appropriation made by the act approved the first day of August one thousand nine hundred forty-one (P. L. 609) entitled "An act providing for the acquisition by the Department of Forests and Waters in the name of the Commonwealth of certain lands in Luzerne Sullivan and Wyoming Counties for use as a State Park making an appropriation for said acquisition providing for the management of said property by said department and defining the uses to which the property shall be put" nor to the unexpended balances of the appropriations for Darby Creek Construction and Maintenance made by the Act of June 1 1943 appropriation acts page 17 nor to the appropriation for the maintenance of the Pennsylvania Canal made by the Act of June 1 1943 appropriation acts page 47 nor to the appropriation for protection of the State Park and State Highway on Presque Isle Peninsula at Erie made by the Act of June 1 1943 appropriation acts page 16 nor to the balance of the appropriation for welfare institutional construction made by the Act of June 4 1943 appropriation acts page 57 nor to the appropriation for Capitol Park Extension made by the act of June 3 1943 P. L. page 818 nor to the appropriation for a memorial to Theodore Rosen made by the act of July 31 1941, P. L. 653

Section 4 This act shall be effective upon the date of its final enactment

On the question,
Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE ON CONFERENCE ON SENATE BILL No. 498

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 498.

Mr. HEYBURN. Mr. President, I second the motion.
On the question,
Will the Senate agree to the motion?
The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,

DiSilvestro,
Doehla,
Donlan,
Farrell.

Klein,
Lane,
Leader,
Letzler.

Stevenson,
Stiefel,
Tallman.

Wood, L. H.,
Wood, T. N.,
Woodring.

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGE

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED BY THE SENATE TO SENATE BILL No. 814 AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 814, entitled:

An Act to amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," by removing certain restrictions for a limited period of time, as to the licensing of veterans' organizations.

and has appointed Messrs. ROYER, VAUGHN and MILLS, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED BY THE SENATE TO SENATE BILL No. 869 AND APPOINT COMMITTEE OF CONFERENCE

He also informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 869, entitled:

An Act to provide revenue for school districts of the first class by imposing a mercantile license tax on persons engaging in certain occupations and businesses therein and providing for its collection providing for the issuance of mercantile licenses upon the payment of fees therefor imposing powers and duties on Boards of Public Education Receiver of School taxes School Treasurer and School Controller in such district and providing penalties.

and has appointed Messrs. C. C. SMITH, FLEMING and BROWN, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED BY THE SENATE TO SENATE BILL No. 852 AND APPOINTS COMMITTEE OF CONFERENCE

He also, informed the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 852, entitled:

An Act to provide revenue for public school purposes in school districts of the first class; imposing taxes upon certain classes of personal property; providing for the assess-

ment and collection of the same; imposing duties on county assessing authorities, boards of revision of taxes, receivers of school taxes; imposing duties on and providing for compensation to certain county treasurers; and providing penalties.

and has appointed Messrs. C. C. SMITH, FLEMING and BROWN, as a Committee of Conference to confer with a similar committee of the Senate (already appointed) to consider the differences existing between the two houses in relation to said bill.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 805

Mr. CRIDER. Mr. President, I submit the report of the Committee of Conference on House Bill No. 805, entitled:

An Act to amend section twenty-five of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled "Second Class County Jury Law," increasing the salaries of members of the commission.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 707

Mr. MALLERY. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 707, entitled:

An Act relating to boarding houses for children; providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance, operation and conduct thereof, by the Department of Welfare; defining offenses and prescribing penalties.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 817

Mr. BECKER. Mr. President, I submit the report of the Committee of Conference on House Bill No. 817, entitled:

An Act defining and regulating certain installment sales of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating and licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting incidental charges in connection with such instruments; and fixing maximum interest rates for delinquencies, extensions and loans. regulating insurance in connection with such sales; regulating repossessions, redemptions, resales and deficiency judgments, and the rights of parties with respect thereto; authorizing extensions, loans and forbearances related to such sales; authorizing investigations and examinations of persons engaged in the business of making or financing such sales; prescribing penalties; and repealing certain acts.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1286

Mr. WATSON. Mr. President, I submit the report of the Committee of Conference on House Bill No. 1286, entitled:

An Act validating certain conveyances of real property made by a county home or by the directors of the poor.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 814

Mr. HARE. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 814, entitled:

An Act to amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," by removing certain restrictions for a limited period of time, as to the licensing of veterans' organizations.

The PRESIDENT. The report will lie over for printing under the rules.

HOUSE MESSAGE

SENATE BILL No. 506, RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 506, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto," providing for fixing the number and compensation of all appointed officers deputies assistants clerks and other persons whose compensation is paid out of the county treasury whether employed by the county the courts or by any judge thereof creating a salary board in each county defining its powers and duties providing for appeals and repealing inconsistent acts

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate assumed the consideration of Senate Bill No. 506, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," providing for fixing the number and compensation of all appointed officers, deputies, assistants, clerks and other persons whose compensation is paid out of the county treasury, whether employed by the county, the courts or by any judge thereof; creating a salary board in each county; defining its powers and duties; providing for appeals; and repealing inconsistent acts.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend title, page 2, line 2 from top of page, by inserting after the word "county" the following: "except counties of the second and third class;" Amend title, page 2, line 2 from top of page, by inserting after the word "duties" the following: "providing for appeals;" Amend sec. 4, page 4, lines 11 to 20, by striking out all of said lines; Amend sec. 4 (Sec. 155), page 5, lines 1 and 2, by striking out both of said lines; Amend sec. 5, page 5, line 3, by striking out the figure "5" and inserting in lieu thereof "4;" Amend sec. 5 (Sec. 166), page 5, lines 8 and 9, by striking out the bracket before the word "county" in line 8, and after the word "commissioners" in line 9, and inserting immediately thereafter "in counties of the second and third class shall fix and in all other counties as the;" Amend sec. 6, page 5, line 10, by striking out the figure "6" and inserting in lieu thereof "5;" Amend sec. 6, page 5, line 11, by striking out the words "one hundred eighty-seven point one;" Amend sec. 6 (Sec. 171), page 6, line 9 by striking out the bracket before the word "In;" Amend sec. 6 (Sec. 171), page 6, line 12, by inserting a bracket before the word "and" and after the word "classes" and inserting immediately thereafter "class;" Amend sec. 6 (Sec. 171), page 6, line 20, by striking out the bracket after the word "year;" Amend sec. 6 (Sec. 171), page 7, line 17, by inserting after the word "county" the following: "except counties of the second and third class;" Amend sec. 6 (Sec. 187.1), page 8, lines 12 to 20, by striking out all of said lines; Amend sec. 6 (Sec. 187.1), page 9, lines 1 to 11, by striking out all of said lines; Amend sec. 7, page 10, line 6, by striking out the figure "7" and inserting in lieu thereof "6;" Amend sec. 8, page 10, line 14, by striking out the figure "8" and inserting in lieu thereof "7;" Amend sec. 9, page 11, lines 11 to 19, by striking out all of said lines; Amend sec. 9 (Sec. 227), page 12, lines 1 to 10, by striking out all of said lines; Amend sec. 10, page 12, lines 11 to 19, by striking out all of said lines; Amend sec. 10 (Sec. 231), page 13, lines 1 to 19, by striking out all of said lines; Amend sec. 10 (Sec. 231), page 14, lines 1 to 8, by striking out all of said lines; Amend sec. 11, page 14, line 9, by striking out the figure "11" and inserting in lieu thereof "8;" Amend sec. 12, page 16, line 1, by striking out the figure "12" and inserting in lieu thereof "9;" Amend sec. 12 (Sec. 256), page 16, line 6, by inserting a bracket before the word "second" and after the word "third;" Amend sec. 12 (Sec. 256), page 16, line 11, by striking out the bracket before the word "In;" Amend sec. 12 (Sec. 256), page 16, line 20, by striking out the bracket after the word "annum;" Amend sec. 12, (Sec. 256), page 17, line 1, by striking out the bracket before the word "each;" Amend sec. 12 (Sec. 256), page 17, line 16, by inserting a bracket before the word "In;" Amend sec. 13, page 19, line 11, by striking out the figure "13" and inserting in lieu thereof "10;" Amend sec. 14, page 20, line 12, by striking out the figure "14" and inserting in lieu thereof "11;" Amend sec. 15, page 21, line 3, by striking out the figure "15" and inserting in lieu thereof "12;" Amend sec. 16, page 22, lines 9 to 20, by striking out all of said lines; Amend sec. 16 (Sec. 276), page 23, lines 1 to 19, by striking out all of said lines; Amend sec. 16 (Sec. 276), page 24, lines 1 to 11, by strik-

ing out all of said lines; Amend sec. 17, page 24, line 12, by striking out the figure "17" and inserting in lieu thereof "13;" Amend sec. 17 (Sec. 277), page 24, line 17, by striking out the brackets before and after the word "class;" Amend sec. 17 (Sec. 277), page 24, line 17, by striking out the words "and fourth classes;" Amend sec. 17 (Sec. 277), page 24, line 18, by striking out the bracket before the word "five;" Amend sec. 17 (Sec. 277), page 24, line 19, by striking out the following "]" as many assistant county detectives as may be fixed by the;" Amend sec. 17 (Sec. 277), page 25, lines 1 and 2, by striking out both of said lines; Amend sec. 17 (Sec. 277), page 25, line 3, by striking out the bracket before the word "The;" Amend sec. 17 (Sec. 277), page 25, lines 8 and 9, by inserting a bracket before the word "at" in line 8, and after the figure "(\$3000)" in line 9; Amend sec. 17 (Sec. 277), page 25, line 10, by inserting a bracket before the word "at" and after the figure "(\$2500)"; Amend sec. 17 (Sec. 277), page 25, lines 11 and 12, by inserting a bracket before the word "at" in line 11, and after the word "each" in line 12, and inserting immediately thereafter "Each such detective shall receive an annual salary to be fixed by the salary board;" Amend sec. 17 (Sec. 277), page 25, line 18, by striking out the bracket after the word "class;" Amend sec. 18, page 26, line 11, by striking out the figure "18" and inserting in lieu thereof "14;" Amend sec. 19, page 27, line 15, by striking out the figure "19" and inserting in lieu thereof "15;" Amend sec. 20, page 28, line 7, by striking out the figure "20" and inserting in lieu thereof "16;" Amend sec. 21, page 29, line 14, by striking out the figure "21" and inserting in lieu thereof "17;" Amend sec. 21 (Sec. 281), page 29, line 17, by inserting a bracket before the word "of" where it appears the first time in said line, and after the word "county" and inserting immediately thereafter "in counties of the second and third class;" Amend sec. 21 (Sec. 281), page 29, line 18, by striking out the words "salary board whenever the;" Amend sec. 21 (Sec. 281), page 29, lines 18 and 19, by striking out the bracket before the word "whenever" in line 18, and after the word "court" in line 19; Amend sec. 21 (Sec. 281), page 29, line 19, by inserting after the word "necessary" the following: "and in all other counties, with the approval of the salary board whenever the court of quarter sessions and the district attorney may deem it necessary;" Amend sec. 21 (Sec. 281), page 30, lines 4 and 5, by inserting a bracket after the word "or" in line 4, and before the word "as" in line 5; Amend sec. 22, page 30, line 10, by striking out the figure "22" and inserting in lieu thereof "18;" Amend sec. 22 (Sec. 295), page 31, line 11, by striking out the brackets before the word "court" and after the word "pleas" and the words "salary board;" Amend sec. 23, page 31, line 12, by striking out the figure "23" and inserting in lieu thereof "19;" Amend sec. 23 (Sec. 301), page 31, line 20, by inserting after the word "treasury" the following: "in counties of the second and third class;" Amend sec. 23 (Sec. 301), page 32, line 1, by striking out the brackets before the word "as" where it appears the first time in said line, and after the word "be;" Amend sec. 23 (Sec. 301), page 32, line 2, by striking out the brackets before and after the word "law" and the words "this act;" Amend sec. 23 (Sec. 301), page 32, line 2, by inserting after the word "purposes" the following: "In all other counties the salaries and compensation

of all appointed officers, clerks, stenographers and employes who are paid from the county treasury shall be fixed by the salary board created by this act;" Amend sec. 23 (Sec. 303), page 32, line 9, by inserting after the word "county" where it appears the first time in said line, the following: "except counties of the second and third class;" Amend sec. 23 (Sec. 303), page 32, by inserting between lines 15 and 16, the following: "In counties of the second and third class the salary board as provided by law shall continue to exercise the powers and duties conferred upon it and the salaries and compensation of all officers and employes shall be as prescribed by law or as fixed by such salary board as the case may be;" Amend sec. 23, page 35, by inserting after line 3, the following: "Section 307. Appeals. If after any decision is made, any officer or executive head or any judge of any court is of the opinion that the number of his deputies, assistants, clerks or other employes is too few or the compensation provided for any of them is too low, he may appeal from the action of the board to the court of common pleas of the county which shall hear and determine such appeal as promptly as possible. The decision of the court shall be final;" Amend sec. 24, page 35, line 11, by striking out the figure "24" and inserting in lieu thereof "20;" Amend sec. 24, page 35, line 12, by inserting after the word "indicated" the following: "in so far as they relate to counties of the fourth, fifth, sixth, seventh and eighth class;" Amend sec. 24, page 38, lines 5 to 10, by striking out all of said lines; Amend sec. 24, page 39, lines 2 to 20, by striking out all of said lines; Amend sec. 24, page 40, lines 8 to 20, by striking out all of said lines; Amend sec. 24, page 41, lines 1 to 20, by striking out all of said lines; Amend sec. 24, page 42, lines 1 to 4, by striking out all of said lines; Amend sec. 24, page 42, lines 9 to 13, by striking out all of said lines; Amend sec. 24, page 43, lines 12 to 20, by striking out all of said lines; Amend sec. 24, page 44, lines 5 to 20, by striking out all of said lines; Amend sec. 24, page 45, lines 1 to 19, by striking out all of said lines; Amend sec. 24, page 46, lines 1 to 16, by striking out all of said lines; Amend sec. 25, page 48, line 6, by striking out the figure "25" and inserting in lieu thereof "21."

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 506

Mr. TALLMAN. Mr. President, I move that the Senate do non-concur in the amendments made by the House to Senate Bill No. 506.

Mr. TAYLOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geitz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margie.	Wade.
Carr.	Heyburn.	Rahauser.	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson.

Dent,
DiSilvestro,
Doehla,
Donlan,
Farrell,

Kephart,
Klein,
Lane,
Leader,
Letzler

Snowden,
Stevenson,
Stiefel,
Tallman.

Wolfe,
Wood, L. H.,
Wood, T. N.,
Woodring.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGE

SENATE BILL No. 507 RETURNED WITH AMENDMENTS

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 507, entitled:

An Act abolishing all existing county salary boards and providing for the transfer of their books records and property

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 507, entitled:

An Act abolishing all existing county salary boards and providing for the transfer of their books records and property

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 1 of title, by inserting after the word "boards" the following: "in counties of the fourth, fifth, sixth, seventh and eighth class;" Amend sec. 1, page 1, line 1, by inserting after the word "county" the following: "of the fourth, fifth, sixth, seventh and eighth class;" Amend sec. 2, page 2, line 4, by inserting after the word "indicated" the following: "in so far as they apply to counties of the fourth, fifth, sixth, seventh and eighth class;" Amend sec. 2, page 3, lines 12 to 19, by striking out all of said lines; Amend sec. 2, page 4, line 1, by striking out the figure "(4)" and inserting in lieu thereof "(3);" Amend sec. 2, page 4, line 10, by striking out the figure "(5)" and inserting in lieu thereof "(4)"; Amend sec. 2, page 4, line 15, by striking out the figure "(6)" and inserting in lieu thereof "(5)"; Amend sec. 2, page 4, line 20, by striking out the figure "(7)" and inserting in lieu thereof; Amend sec. 2, page 5, lines 9 to 19, by striking out all of said lines; Amend sec. 2, page 6, lines 1 to 8, by striking out all of said lines.

On the question,

Will the Senate concur in the same?

SENATE NON-CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 507

Mr. TALLMAN. Mr. President, I move that the Senate do not concur in the amendments made by the House to Senate Bill No. 507.

Mr. TAYLOR. Mr. President, I second the motion. On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,
Becker,
Berger,
Blass,
Carr,
Chapman,
Crider,
Crowe,
Dent,
DiSilvestro,
Doehla,
Donlan,
Farrell,

Frazier,
Geltz,
Haluska,
Hare,
Heyburn,
Holland,
Hornsber,
Jaspan,
Kephart,
Klein,
Lane,
Leader,
Letzler,

Lord,
Mahany,
Mallery,
Margie,
Rahauser,
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman,

Tarr,
Taylor,
Tyler,
Wade,
Wagner,
Walker,
Watson,
Wilson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Woodring.

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE BILL No. 533

He also returned to the Senate, Senate Bill No. 533, entitled:

An Act to amend the title and act, approved the twenty-second day of May, one thousand nine hundred forty-five (P. L. 837), entitled "An act providing for and requiring in certain cases preference in appointments to public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged; and in certain cases for the widows and wives of such persons," by extending the provisions of the act to retention in public positions or on public works in certain cases.

with the information that the House has passed the same without amendments.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 502

He also informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 502, entitled:

An Act to further amend sections four and thirteen of the act approved the third day of May, one thousand nine hundred thirty-three (P. L. 242), entitled, "Beauty Culture Law," by further regulating the eligibility requirements for examinations and the proceedings to revoke or suspend licenses and certificates.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 498

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 498, entitled:

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 152

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 152, entitled:

An Act to reenact clauses six, seven, twenty and twenty-three of section two of the act approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers and liabilities, and regulating the exercises, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicles; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited extent municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies, and corporations (except municipal corporations) subject to regulation, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of a commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines, and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," as amended, exempting from the provisions thereof motor vehicles engaged in the transportation of logs or pulpwood, used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 633

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 633, entitled:

An Act to further amend subsection (c) of section two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of

resident and nonresident real estate brokers and real estate salesmen and their business" excluding certain cemetery companies and persons engaged in selling cemetery plots from the provisions of the act.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 545

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 545, entitled:

An Act to further amend the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127), entitled "An act relating to Adoption," further providing for the jurisdiction of adoption proceedings, the contents of petitions, necessary consents, hearings, and decrees, and validating certain adoptions.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 318, entitled:

An Act validating and confirming titles to real estate conveyed by cities of the third class, unless proceedings to attack such sales are instituted within six years after the effective date of this act or within six years after the date of the sale whichever date is earlier.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 218

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 218, entitled:

An Act to further amend the first paragraph of section nine hundred seventy-six of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by further providing procedure for rejection of nomination petitions, papers or certificates.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 195

He also informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 195, entitled:

An Act prohibiting discrimination in rate of pay because of sex conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties and making an appropriation.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 952

He also informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 952, entitled:

An Act to further amend section four hundred two of the act, approved the fifth day of December, one thousand nine hundred thirty-six (P. L. 1937, p 2897), entitled "Unemployment Compensation Law," by further defining employees ineligible to compensation.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 826

He also informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 826, entitled:

An Act relating to strikes by public employes providing that such employes by striking terminate their employment for reinstatement under certain condition and prohibiting strikes by public employes.

HOUSE NON-CONCURS IN SENATE AMENDMENTS TO HOUSE BILL No. 800

He also informed the Senate that the House has non-concurred in the amendments made by the Senate to House Bill No. 800, entitled:

An Act empowering political subdivisions (except cities of the first class, counties of the first class and school districts of the first class) to levy, assess and collect, or to provide for the levying, assessment and collection of certain additional taxes for general revenue purposes, authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes, and permitting penalties to be imposed and enforced.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 800

Mr. TALLMAN. Mr. President, I move that the Senate insist upon its amendments non-concurred in by the House to the foregoing bill.

Mr. HEYBURN. Mr. President, I second the motion. The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 506

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 506, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An Act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," providing for fixing the number and compensation of all appointed officers, deputies, assistants, clerks and other persons whose compensation is paid out of the county treasury, whether employed by the county, the court or by any judge thereof; creating a salary board in each county; defining its powers and duties; providing for appeals and repealing inconsistent acts.

SENATE INSISTS UPON ITS NON-CONCURRENCE IN THE AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 506

Mr. TALLMAN. Mr. President, I move that the Senate

insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 506, and that a Committee of Conference on the part of the Senate be appointed.

Mr. TAYLOR. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 506

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. LLOYD H. WOOD, HEYBURN and MARR, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 506.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 507

He also presented communication from the House of Representatives informing the Senate that the House insists upon its amendments non-concurred in by the Senate to Senate Bill No. 507, entitled:

An Act abolishing all existing county salary boards; and providing for the transfer of their books, records and property.

SENATE INSISTS UPON ITS NON-CONCURRENCE IN THE AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 507

Mr. TALLMAN. Mr. President, I move that the Senate insist upon its non-concurrence in the amendments made by the House to Senate Bill No. 507, and a Committee of Conference on the part of the Senate be appointed.

Mr. TAYLOR. Mr. President, I second the motion. The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON SENATE BILL No. 507

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. LLOYD H. WOOD, HEYBURN and BARR, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (if the House shall appoint such committee) to consider the differences existing between the two houses in relation to Senate Bill No. 507.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 689

Mr. KEPHART. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 689, entitled:

An Act to further amend the act approved the seven-teenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing further for the assessment collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities and imposing duties on certain county officers and providing penalties.

The PRESIDENT. The report will lie over for printing under the rules.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 505, entitled:

An Act empowering cities of the second class to levy assess and collect or to provide for the levying assessment and collection of additional taxes for general revenue purposes and permitting penalties to be imposed and enforced.

House Bill No. 568, entitled:

An Act relating to establishing and regulating the Port of Chester; creating the commission for the Port of Chester as a departmental administrative commission in the Department of Forests and Waters and prescribing its powers and duties; regulating the acquisition, transfer, construction and use of navigation facilities; providing for regulating services and fixing rates for wharfage, craning and dockage; authorizing the abatement of nuisances and the correcting of improper conditions and collecting the cost thereof from the owner or occupant of harbor structures; prescribing penalties, and making an appropriation.

House Bill No. 852, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "Rural State Highway Law," by changing or deleting certain routes and adding certain new routes.

House Bill No. 853, entitled:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "Borough Rural State Highway Law," by changing or deleting certain routes and adding certain new routes.

House Bill No. 982, entitled:

An Act to amend section one of the act, approved the twenty-first day of March, one thousand nine hundred thirty-five (P. L. 51), entitled "An act defining and regulating the practice of Chiropody and providing penalties," by further defining chiropody.

House Bill No. 1090, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," providing for

medical examiners in lieu of medical inspectors, and prescribing their duties, making mandatory the employment of a school nurse and repealing provisions relating to medical inspections and reports of medical inspectors.

House Bill No. 1162, entitled:

An Act to further amend subsection (b) and to amend the last paragraph of section nine hundred thirteen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "Pennsylvania Election Code," further providing for payment of filing fees in certain cases.

House Bill No. 1165, entitled:

An Act to further amend section five hundred forty-five of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law," increasing the pay of auditors.

House Bill No. 1343, entitled:

An Act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-seven, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-seven.

House Bill No. 1347, entitled:

An Act relating to the annual salaries of certain county officers of counties of the third class.

House Bill No. 1348, entitled:

An Act relating to the annual salaries of certain county officers of counties of the fourth class.

House Bill No. 1349, entitled:

An Act relating to the annual salaries of certain county officers of counties of the fifth class.

House Bill No. 1350, entitled:

An Act relating to the annual salaries of certain county officers of counties of the sixth class.

House Bill No. 1351, entitled:

An Act relating to the annual salaries of certain county officers of counties of the eighth class.

House Bill No. 1352, entitled:

An Act relating to the annual salaries of certain county officers of counties of the seventh class.

House Bill No. 1353, entitled:

An Act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining; requiring operators to register, pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act; requiring backfilling of stripping pits and leveling and planting lands affected; to prevent erosion and the pollution of waters and to protect public health, safety and welfare; conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters; providing for appeals and imposing penalties, and making appropriations.

Whereupon,
The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

HOUSE MESSAGE

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 800 AND APPOINTS COMMITTEE OF CONFERENCE.

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 800, entitled:

An Act empowering political subdivisions (except cities of the first class, counties of the first class and school districts of the first class) to levy, assess and collect, or to provide for the levying, assessment and collection of certain additional taxes for general revenue purposes; authorizing the establishment of bureaus and the compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced.

and has appointed Messrs. SORG, COOK and READ-INGER, as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

SENATE INSISTS UPON ITS AMENDMENTS NON-CONCURRED IN BY THE HOUSE TO HOUSE BILL No. 800, AND APPOINTS COMMITTEE OF CONFERENCE

Mr. TALLMAN. Mr. President, I move that a Committee of Conference be appointed to confer with a similar committee of the House of Representatives (already appointed) to consider the differences existing between the two houses in relation to said bill.

Mr. WALKER. Mr. President, I second the motion.
The motion was agreed to.

COMMITTEE OF CONFERENCE APPOINTED ON HOUSE BILL No. 800

The PRESIDENT. The Chair announces on behalf of the President pro tempore the appointment of Messrs. LLOYD H. WOOD, FARRELL and HALUSKA, as a Committee of Conference on the part of the Senate to confer with a similar committee of the House (already appointed) to consider the differences existing between the two houses in relation to House Bill No. 800.

Ordered, That the Clerk inform the House of Representatives accordingly.

RECESS

Mr. TALLMAN. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. WALKER. Mr. President, I second the motion.
The motions was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

MEMBERS OF THE BOARD OF TRUSTEES OF WOODVILLE STATE HOSPITAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Members of the Board of Trustees of Woodville State Hospital, for terms of four years and until their successors are appointed and qualified:

J. Russell Willison, 511 South Richland Lane, Pittsburgh, Pa.
Ralph E. Flinn, Fox Chapel Borough, Sharpsburg, Pa.
Mrs. Ruth McKee McFall, Mt Lebanon, Pa.
Mark Shields, Evergreen Hamlet, R. D. 4, Millvale, Pa.
Eugene H. Kipp, Leetsdale, Pa.
Charles P. Howe, Tarentum, Pa.

JAMES H. DUFF

JUDGE OF THE SUPERIOR COURT OF PENNSYLVANIA

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law I have the honor hereby to nominate for the advice and consent of the Senate Hon. John S. Fine, Nanticoke, Luzerne County, for appointment as Judge of the Superior Court of Pennsylvania, to serve until the first Monday of January, 1948, vice Hon. Thomas J. Baldridge, Hollidaysburg, resigned.

JAMES H. DUFF

NOTARIES PUBLIC

He also presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. KEPHART. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 16, 1947.

Mr. CARR. Mr. President, I second the motion.
The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

PHILADELPHIA COUNTY

H. E. Arbogast, 414 Commonwealth Bldg., Philadelphia.
 W. D. Aucott, 931 W. Lehigh Ave., Philadelphia.
 G. L. Euler, 12 S. 12th St., Philadelphia.
 C. J. Potter, 3701 N. Broad St., Philadelphia.
 Mrs. Cecilia C. Rovner, 5854 Florence Ave., Philadelphia.
 W. E. Wehner, 101 S. 11th St., Philadelphia.

JAMES H. DUFF.

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. KEPHART and Mr. CARR,
 That the Senate do advise and consent to said nomina-
 tions.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the pro-
 visions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the
 question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

REPORT FROM COMMITTEE ON EXECUTIVE
NOMINATIONS

Mr. KEPHART. Mr. President, I ask unanimous con-
 sent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears
 none.

Mr. KEPHART, from the Committee on Executive No-
 minations reported with a favorable recommendation the
 following nominations, made by His Excellency, the
 Governor of the Commonwealth:

JUDGE OF THE SUPERIOR COURT OF PENNSYL-
VANIA

Commonwealth of Pennsylvania,
 Governor's Office, Harrisburg, June 16, 1947.

To the Honorable, the Senate of the Commonwealth of
 Pennsylvania:

In conformity with law, I have the honor hereby to
 nominate for the advice and consent of the Senate Hon.
 John S. Fine, Nanticoke, Luzerne County, for appoint-
 ment as Judge of the Superior Court of Pennsylvania, to
 serve until the first Monday of January, 1948, vice Hon.
 Thomas J. Baldrige, Hollidaysburg, resigned.

JAMES H. DUFF.

MEMBERS OF THE BOARD OF TRUSTEES OF
WOODVILLE STATE HOSPITAL

Commonwealth of Pennsylvania,
 Governor's Office, Harrisburg, June 16, 1947.

To the Honorable, the Senate of the Commonwealth of
 Pennsylvania:

In conformity with law, I have the honor hereby to
 nominate for the advice and consent of the Senate the
 following persons for reappointment as Members of the
 Board of Trustees of Woodville State Hospital, for terms
 of four years and until their successors are appointed
 and qualified:

J. Russell Willison, 511 South Richland Lane, Pitts-
 burgh, Pa.
 Ralph E. Flinn, Fox Chapel Borough, Sharpsburg, Pa.
 Mrs. Ruth McKee, McFall, Mt. Lebanon, Pa.
 Mark Shields, Evergreen Hamlet, R. D. 4, Millvale, Pa.
 Eugene H. Kipp, Leetsdale, Pa.
 Charles P. Howe, Tarentum, Pa.

JAMES H. DUFF.

UNANIMOUS CONSENT UNDER RULE 38

A motion was made by Mr. KEPHART and Mr. CARR,
 To grant unanimous consent to immediate considera-
 tion of the nominations just reported from the Committee
 on Executive Nominations and the Senate do now resolve
 itself into Executive Session, for the purpose of acting
 upon the nominations just reported.

Which was agreed to.

Whereupon,

A motion was made by Mr. T. NEWELL WOOD and
 Mr. KEPHART,

That the Senate do advise and consent to the nomina-
 tion of Hon. John S. Fine, Nanticoke, Luzerne County, for
 appointment as Judge of the Superior Court of Pennsyl-
 vania.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the pro-
 visions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the
 question was determined in the affirmative.

A motion was made by Mr. KEPHART and Mr. T.
 NEWELL WOOD,

That the Senate do advise and consent to the nomina-
 tions of Members of the Board of Trustees of Woodville
 State Hospital.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the pro-
 visions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,

Order,
Crowe,
Dent,
DiSilvestro,
Doehla,
Donlan,
Farrell,

Homsher,
Jaspan,
Kephart,
Klein,
Lane,
Leader,
Letzler,

Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman,

Watson,
Wilson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Woodring,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

EXECUTIVE SESSION RISES

Mr. KEPHART. Mr. President, I move that the Executive Session do now rise.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

POINT OF EMERGENCY

Mr. SCARLETT. Mr. President, I rise on a point of emergency.

The PRESIDENT. The gentleman from Chester will proceed.

Mr. SCARLETT. Mr. President, I was sitting in my seat, reading a Legislative letter from the Womens Republican Clubs, Bulletin No. 2, this morning, and one of these pigeons flew across and registered a protest and I would like to know if it would be in order to have an appropriation to buy diapers for these pigeons. Of course, I am thankful that Dauphin County cows do not fly but, nevertheless, I think it would be in order for Senator Taylor to ask for an appropriation to furnish the necessary number of diapers for such pigeons as are here in the Capitol Building.

HOUSE MESSAGE

HOUSE INSISTS UPON ITS NON-CONCURRENCE IN AMENDMENTS TO HOUSE BILL No. 454 AND APPOINTS COMMITTEE OF CONFERENCE

The Clerk of the House of Representatives being introduced, informed the Senate that the House insists on its non-concurrence in Senate amendments to House Bill No. 454, entitled:

An Act to amend the heading of Article III, and to amend, or further amend, sections three hundred two, three hundred three, three hundred five three hundred six, three hundred eight, three hundred nine, three hundred ten, three hundred eleven, three hundred twelve, three hundred thirteen, three hundred fourteen, three hundred fifteen, three hundred eighteen, three hundred nineteen and three hundred twenty-one, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by establishing a new schedule of resident and nonresident licenses and fees; fixing a termination date for the issuance of free resident licenses to military personnel; authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely; and changing penalties.

and has appointed Messrs. ELDER, TOMPKINS, and YESTER, as a Committee of Conference to confer with a similar committee of the Senate (if the Senate shall appoint such committee) to consider the differences existing between the two houses in relation to said bill.

HOUSE CONCURS IN SENATE BILL No. 636

He also returned to the Senate, Senate Bill No. 636, entitled:

An Act to further amend section eight of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain building and structure not in city of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts." increasing the amount which may be charged by the department for making the necessary examination for approval of architectural drawings, specifications, or other data.

with the information that the House has passed the same without amendments.

HOUSE CONCURS IN SENATE BILL No. 678

He also returned to the Senate, Senate Bill No. 678, entitled:

An Act to further amend subsection (b) of section four hundred fifteen and subsection (a) of section six hundred twenty-one point one of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" further defining group life insurance and group accident and health insurance to include trust funds established by employers

with the information that the House has passed the same without amendments.

DICKSON CITY HIGH SCHOOL VISITORS INTRODUCED TO THE SENATE

Mr. DONLAN. Mr. President, I would like to call to the attention of the Senate some distinguished visitors we have with us from the Dickson City High School, Mr. Hylenda, Miss Burke and Miss Topez.

The PRESIDENT. The Chair, on behalf of the Senate, welcomes to the Senate the distinguished guests from the Dickson City High School.

SENATE BILL 548 CALLED UP

Mr. TALLMAN. Mr. President, I call up Senate Bill No. 548, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing

revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing boards of school directors to enter into contracts with the Federal Government or any of its agencies for the education of veterans in the public schools and providing that such persons should not be considered in determining district teaching units as the basis for Commonwealth subsidies and excluding teachers employed to teach such veterans from the tenure provisions thereof.

and move the bill be laid on the table.

Mr. WALKER. Mr. President, I second the motion. The motion was agreed to.

HOUSE BILL No. 641 CALLED UP

Mr. TALLMAN. Mr. President, on page 5 of today's Calendar, I call up House Bill No. 641.

BILL DROPPED FROM CALENDAR

Mr. TALLMAN. Mr. President, I move that House Bill No. 641, on third reading, entitled:

An Act fixing the salary of county controllers in counties of the third, fourth, fifth and sixth, classes and repealing parts of acts inconsistent therewith

be dropped from the Calendar.

Mr. WALKER. Mr. President, I second the motion. The motion was agreed to.

HOUSE BILL No. 771 CALLED FROM SECOND READING POSTPONED CALENDAR

Mr. TALLMAN. Mr. President, I call from the Second Reading Postponed Calendar, House Bill No. 771.

BILL DROPPED FROM CALENDAR

Mr. TALLMAN. Mr. President, I move that House Bill No. 771, on second reading, entitled:

An Act to further amend section one of the act approved the thirteenth day of April one thousand eight hundred eighty-seven (P. L. 21) entitled "An act for the establishment of a uniform standard of time throughout the Commonwealth" making further provision for such standard of time and providing for a referendum to decide upon the one hour advancement of the standard time between the last Sunday of April and the last Sunday of September of each year

be dropped from the Calendar.

Mr. MALLERY. Mr. President, I second the motion. The motion was agreed to.

HOUSE MESSAGES

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 364

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 364, entitled:

An Act to further amend subsection (a) of section two hundred ten of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," increasing the salary of the Commissioner of Fisheries.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 896

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 896, entitled:

An Act to further amend section one of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," increasing the compensation and mileage allowance of members of the General Assembly.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1041

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1041, entitled:

An Act to provide for the minimum salaries, qualifications, classification, leaves of absence, and regulations of the administrative officers, heads of special service departments and faculties of state teachers colleges.

HOUSE CONCURS IN AMENDMENTS TO HOUSE BILL No. 1122

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 1122, entitled:

An Act providing for the payment of salary, wages, medical and hospital expenses of employes of a jail, prison, workhouse, penitentiary, penal reformatory, or correctional institution, hospitals for the insane, or any institution for the feeble minded, or epileptic persons, for inebriates, or for juvenile delinquents, and dependents maintained in whole, or in part, by the Commonwealth, or any county within the Commonwealth, who are injured in the performance of their duty, and providing that absence during such injury shall not reduce any usual sick leave period

RESOLUTION RETURNING TO THE GOVERNOR HOUSE BILL No. 182, PRINTER'S No. 574

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, June 16, 1947.
Resolved (if the Senate concur), That House Bill No. 182, Printer's No. 574, entitled:

An Act to further amend clause (c) of section nine of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled, "Public Assistance Law," by changing the qualifications relating to pensions of blind persons.

be returned to the Governor without amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly reads as follows:

Senate Bill No. 218, entitled:

An Act to further amend the first paragraph of section nine hundred seventy-six of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses of election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by further providing procedure for rejection of nomination petitions, papers or certificates.

Senate Bill No. 361, entitled:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employees to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employees to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employees be the exclusive representatives of all the employees authorizing the board to conduct hearing and elections and certify as to representatives of employees for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of a common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" further defining certain terms declaring certain additional labor practices of employers and employees to be unfair authorizing the Pennsylvania Labor Relations Board to conduct strike votes and votes to return to work by secret ballot and further defining the scope of collective bargaining.

Senate Bill No. 498, entitled:

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions, and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two.

Senate Bill No. 533, entitled:

An Act to amend the title and act, approved the twenty-second day of May, one thousand nine hundred forty-

five (P. L. 837), entitled "An act providing for and requiring in certain cases preference in appointments to public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged; and in certain cases for the widows and wives of such persons," by extending the provisions of the act to retention in public positions or on public works in certain cases.

Senate Bill No. 534, entitled:

An Act directing the Department of Public Instruction to revise the curricula of elementary, secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands.

Senate Bill No. 545, entitled:

An Act to further amend the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127), entitled "An act relating to Adoption," further providing for the jurisdiction of adoption proceedings, the contents of petitions, necessary consents, hearings, and decrees, and validating certain adoptions.

Senate Bill No. 720, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties," by changing the effective date thereof.

Senate Bill No. 723, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" providing for modification of the manner in which employer contribution rates are determined establishing the Fund Stabilization Factor in lieu of the Safety Factor and making provision for the application thereof and providing for further adjustment of employers' contribution rates for the last three quarters of the year one thousand nine hundred and forty-seven.

Senate Bill No. 742, entitled:

An Act to add a new section to be known as section five hundred twenty-four point one to the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled, "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered; and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same

and the method of collecting such revenue; and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith," authorizing and limiting the imposition of a tax for school purposes on each resident or inhabitant of any school district of the first class; prescribing the duties of public officials; requiring the filing of returns and the giving of information by employers and those subject to the tax; imposing on employers the duty of collecting the tax at source; making a husband liable for his wife's tax; providing for the lien and collection of the tax; imposing penalties and prescribing inconsistent laws.

Senate Bill No. 760, entitled:

An Act to further amend section two hundred five, subsection (2) of section two hundred six and sections five hundred one, five hundred two, five hundred seven, eight hundred two and eight hundred seven, and to amend subsection (b) of section three, Article 11, sections three hundred one, four hundred one, six hundred three, six hundred four, six hundred six, six hundred seven, seven hundred one, seven hundred four, eight hundred four, eight hundred six and nine hundred four of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personal Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employees of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further regulating and improving the civil service of certain departments and agencies of the Commonwealth, and repealing an existing law.

Senate Bill No. 801, entitled:

An Act to provide for the prompt, peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric, gas, water and steam heat services to the public and their employees which cause or threaten to cause strikes, lockouts, slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service; providing procedures for the adjustment and settlement of such disputes; declaring that the public policy of the Commonwealth requires the continuation, without cessation, of such public utility services and providing means, including regulations affecting the rights, powers and privileges of employers and employees, for the enforcement of such policy; and providing penalties.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

COMMITTEE OF CONFERENCE ON SENATE BILL No. 506 DISCHARGED

Mr. HEYBURN. Mr. President, as chairman of the committee of conference of Senate Bill No. 506 and Senate Bill No. 507, for the information of the Senate, the House has decided to recede from its amendments to these two bills.

Mr. President, I move that the Committee of Conference on Senate Bill No. 506, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eight classes and revising amending and consolidating the laws relating thereto" providing for fixing the number and compensation of all appointed officers deputies assistants clerks and other persons whose compensation is paid out of the county treasury whether employed by the county the courts or by any judge thereof creating a salary board in each county defining its powers and duties providing for appeals and repealing inconsistent acts

be discharged.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

COMMITTEE OF CONFERENCE ON SENATE BILL No. 507 DISCHARGED

Mr. HEYBURN. Mr. President, I move that the Committee of Conference on Senate Bill No. 507, entitled:

An Act abolishing all existing county salary boards; and providing for the transfer of their books, records and property.

be discharged.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 800

Mr. LLOYD H. WOOD. Mr. President, I submit the report of the Committee of Conference on House Bill No. 800, entitled:

An Act empowering political subdivisions (except cities of the first class, counties of the first class and school districts of the first class) to levy, assess and collect, or to provide for the levying, assessment and collection of certain additional taxes for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced.

The PRESIDENT. The report will lie over for printing under the rules.

COMMITTEE OF CONFERENCE REPORT ON SENATE BILL No. 814 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time, the report of the Committee of Conference on Senate Bill No. 814.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 814

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 814, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 814, entitled: "An

Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled 'An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities' by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations."

Respectfully submit the following bill as our report:

FRED P. HARE, JR.,
FRASER P. DONLAN,
BURTON E. TARR,

(Committee on the Part of the Senate.)

BAKER ROYER,
JOHN J. VAUGHAN,
CHARLES J. MILLS,

(Committee on the Part of the House of Representatives.)

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" is hereby amended to read as follows

Section 2 No licenses shall hereafter be granted by the Pennsylvania Liquor Control Board for the retail sale of malt or brewed beverages or the retail sale of liquor and malt or brewed beverages in excess of one of such licenses of any class for each one thousand inhabitants or fraction thereof in any municipality exclusive of licenses granted to hotels as defined in this act and clubs but at least one such license may be granted in each municipality except in municipalities where the electors have voted against the granting of any retail licenses Nothing contained in this section shall be construed as denying the right to the Pennsylvania Liquor Control Board to renew or to transfer existing retail licenses of any class notwithstanding that the number of such licensed places in a municipality shall exceed the limitation hereinbefore prescribed but where such number exceeds the limitation prescribed by this act no new license except for hotels as defined in this act and veterans' clubs as hereinafter provided shall be granted so long as said limitation is exceeded Any branch post camp or chapter of a veterans' organization nationally organized and also recognized by The United States Government or any agency thereof or any incorporated home association of such branch post camp or chapter whose active and voting membership is the same as such branch post camp or chapter which files a proper application together with the required fees and bond within eighteen months after the effective date of this act may be licensed any time after its incorporation whether or not it shall have been in existence and operation for a period of one year.

Section 2 All acts and parts of act inconsistent with the provisions of this act are hereby repealed

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 814

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 814.

Mr. WALKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	McHany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

COMMITTEE OF CONFERENCE REPORT ON SENATE BILL No. 378 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time, the report of the Committee of Conference on Senate Bill No. 378.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 378

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 378, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 378, entitled: "An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent.

Respectfully submit the following bill as our report:

PAUL L. WAGNER,
FREDERICK L. HOMSHER,
BURTON E. TARR,

(Committee on the part of the Senate.)

W. STUART HELM,
WILLIAM R. McMILLEN,
JULIAN POLASKI,

(Committee on the Part of the House of Representatives.)

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred twenty-one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the twenty-seventh day of May one thousand nine hundred nineteen (P. L. 300) is hereby further amended to read as follows

Section 1121 The annual salary of each county superintendent elected or appointed under the provisions of this act shall be paid by the State from appropriations made for this purpose or from the appropriations for the public schools [and shall be fifteen dollars (15.00) for each of the first one hundred schools within his jurisdiction at the time of his election and ten dollars (\$10.00) for each such additional school Provided That the salary of a county superintendent shall not be less than two thousand dollars (\$2000) per annum nor more than twenty-five hundred dollars (\$2500) per annum] but a convention of school directors assembled for the purpose of electing a county superintendent or for the purpose of determining his salary the salary of any assistant superintendent supervisor of special education [county supervisor of agriculture or county supervisor of home making] may vote [him] any of said employes a salary greater than the amount [he] such person would receive by this act increase to the county superintendent to be paid in all cases out of the school fund apportioned to the school districts over which such county superintendent has supervision before the same is distributed a convention of school directors for the purpose of voting such salaries may be called at any time by the county superintendent The salaries of county superintendents shall be paid monthly

In addition to the said salary each county superintendent shall be entitled to receive annually a sum not to exceed five hundred dollars for the payment of the actual and necessary expenses incurred in visiting schools within his district in attending educational meetings and in the performance of such other official duties as may be required by him by law Payments shall be made monthly on account of such expenses to any such county superintendent by requisition of the Superintendent of Public Instruction upon the Auditor General upon the production to him of itemized vouchers in the usual manner

Section 2 Section one thousand one hundred thirty of said act as last amended by the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2592) is hereby further amended to read as follows

Section 1130 The minimum salary of each assistant

county superintendent or supervisor of special education [county supervisor of agriculture and county supervisor of home-making] as hereinafter in this act provided shall be paid out of the State appropriation for public schools in such payments and manner as the county superintendents are paid Any additional salary granted by the school directors of any county [at their convention for electing a county superintendent] to any assistant county superintendent or supervisor of special education [county supervisor of agriculture or county supervisor of home-making] shall be paid from the school appropriation apportioned among the several school districts under the supervision of the county superintendent before the same is distributed The salaries of assistant county superintendents and of supervisors of special education [county supervisors of agriculture and county supervisors of home-making] shall be paid monthly

In addition to the said salary each assistant county superintendent and each supervisor of special education shall be entitled to receive annually a sum not to exceed five hundred dollars for the payment of actual and necessary expenses incurred in visiting schools within his district in attending educational meetings and in the performance of such other official duties as may be required by him by law Payments shall be made monthly on account of such expenses to any such assistant county superintendent or supervisor of special education by requisition of the Superintendent of Public Instruction upon the Auditor General upon the production to him of itemized vouchers in the usual manner

Section 3 The provisions of this act shall become effective on the first day of July one thousand nine hundred forty-seven

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 378

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 378.

Mr. WALKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geltz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margie.	Wade.
Carr.	Heyburn.	Rahauser.	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson.
Dent.	Kephart.	Snowden.	Wolfe.
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.
Doehla.	Lane.	Stiefel.	Wood, T. N.
Donlan.	Leader.	Tallman.	Woodring
Farrell	Letzler		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

COMMITTEE OF CONFERENCE REPORT ON SENATE BILL No. 707 CALLED UP

Mr. TALLMAN. Mr. President, I call up for con-

consideration at this time, the report of the Committee of Conference on Senate Bill No. 707.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 707

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 707, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 707, entitled: "An Act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties"

Respectfully submit the following bill as our report:

CHARLES R. MALLERY,
JAMES S. BERGER,
LOUIS KLEIN,
(Committee on the Part of the Senate.)
JOHN C. WALTON,
GEORGE D. STUART,
ROBERT WHEELER, Jr.,
(Committee on the Part of the House of Representatives.)

An Act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties and making an appropriation

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definition Exclusions The term "boarding house for children" as used in this act shall mean any place maintained operated and conducted for hire gain or reward for the reception of more than two children between the ages of three and sixteen years of age who are unaccompanied by parent or guardian for the purpose of providing such children with full time care food and lodging The term "boarding house for children" shall not be construed to include (1) institutions maintained by the Commonwealth or any political subdivision thereof (2) institutions boarding houses foster homes or any other places for the care of children to which the several courts of the Commonwealth or the county institution districts shall send children (3) Any place conducted by or in which children may be placed by institutions and social agencies duly incorporated as nonprofit corporations whose corporate purposes include the placement and care of children (4) Any bona fide nonprofit educational institution whether incorporated or not (5) any place conducted by a person or persons related to the children received therein by blood or marriage within the second degree (6) vacation boarding houses caring for children for a period of time not to exceed sixty (60) days (7) any place selected by a parent for the temporary care of his children gratuitously or for pay during his absence or (8) places licensed under any other law of this Commonwealth

The word "department" as used in this act shall mean the Department of Welfare of the Commonwealth

Section 2 Maintenance Without License Prohibited No person or persons not expressly exempted as above provided shall maintain operate or conduct any boarding house for children without having a license therefor issued by the Department of Welfare

Section 3 Application for License Any person or persons desiring to secure a license for maintaining operating and conducting a boarding house for children shall make application therefor to the department upon forms to be prepared and furnished by the department

Section 4 Issuance of License The department when satisfied that the applicant or applicants for such license are proper persons that the place proposed to be used as a boarding house for children is a fit and suitable place for such purpose and that all the requirements of this act and the rules and the regulations of the department promulgated hereunder have been complied with shall issue such license without cost and shall keep a record thereof and of the application therefor

Section 5 Term and Contents of Licenses All licenses issued by the department shall be for a period of not more than one year The license shall state the name of the licensee or licensees the particular premises where such boarding house may be maintained operated and conducted and the maximum number of children which may be boarded therein at one time Applications for renewal of licenses shall be made in the same manner and shall be subject to the same qualifications as applications for original licenses No fee shall be charged for such renewals

Section 6 Number of Children to be Kept Posting License No greater number of children than is authorized by the license therefor shall be kept at any one time in any boarding house for children The license shall at all times be posted in a conspicuous place on the premises wherein such boarding house for children is maintained

Section 7 Records to be Kept by Licensees Every person licensed to maintain operate and conduct a boarding house for children shall keep a record in duplicate of every child received the date of its reception the name and address of the person from whom received the date of its discharge and the name and address of the person institution court or agency to whom delivered or discharged The Department shall prescribe and furnish forms for such records together with such instructions as may be required to secure the complete detailed registration of all children received by such boarding houses or released therefrom One copy of each record shall be retained by the licensee The other shall be forwarded to the department within a period of thirty days after each child is received in or discharged from the boarding house for children

Section 8 Department to Adopt Rules and Regulations The department is hereby authorized and empowered to adopt rules and regulations not inconsistent with the provisions of this act for the issuance and renewal of such licenses and the proper maintenance operation and conduct of such licensed boarding houses for children and for the effective enforcement thereof Such rules and regulations shall be designed to insure normal lives for all children maintained in boarding houses for children

Section 9 Right to Enter and Inspect the Premises Any employe or authorized agent of the department the health authorities in cities of the first and second class shall have the right to enter visit and inspect all boarding houses for children licensed or applying for license under this act for the purpose of determining the suitability of the applicants or licensees and the premises for a license or to determine whether they are properly conducted and that the children therein are being properly treated cared for and maintained

Section 10 Suspension of License Whenever the department finds that any boarding house for children licensed under this act is not properly maintained operated and conducted or that the children therein have been subjected to mistreatment or abuse it shall suspend the license of such boarding house and shall note such suspension upon the face of the record thereof and shall give written notice of such suspension to the licensee or licensees by delivering the notice to him or them in person or by registered mail or by leaving it with an adult person residing on the licensed premises Whenever any license is suspended by the department the written notice of suspension shall specify the reason for such suspension and shall direct the licensee to correct or remedy the causes of the suspension within a period of time to be specified in the notice

Section 11 Revocation of License If at the end of the

period of suspension or such further time as the department in its discretion may grant the cause or causes have not been remedied or corrected the department shall petition the juvenile court or court having similar jurisdiction of the county wherein such boarding house for children is located to revoke the license and to direct the disposition of the children maintained therein If after hearing at least ten days' notice of which shall be given to the licensee the court is satisfied that the licensed place is not properly conducted or that the children therein are not properly treated cared for or maintained it shall enter a decree revoking the license granted by the department and directing the disposition of the children maintained therein

Section 12 Discretion of courts and existing child placement agencies Nothing contained in this act shall be construed to interfere with the discretion of the several courts of the Commonwealth of Pennsylvania or of any of the existing child placement agencies of this commonwealth to place any child in any institution boarding house for children foster home or other place for the care of children

Section 13 Offenses Penalty Any person who operates a boarding house for children without having obtained a license within thirty days after being notified by the department so to do or who operates a boarding house for children after his license has been revoked shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding two hundred dollars (\$200) or undergo imprisonment not exceeding six months or both in the discretion of the court

Section 14 Effective Date This act shall become effective the first day of January one thousand nine hundred forty-eight

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE ON CONFERENCE ON SENATE BILL No. 707

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 707.

Mr. WALKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
Dislivestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported

that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 636, entitled:

An Act to further amend section eight of the act, approved the twenty-seventh day of April, one thousand nien hundred twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain building and structure not in city of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," increasing the amount which may be charged by the department for making the necessary examination for approval of architectural drawings, specifications, or other data.

Senate Bill No. 678, entitled:

An Act to further amend subsection (b) of section four hundred fifteen and subsection (a) of section six hundred twenty-one point one of the act approved the seventeenth day of May on thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" further defining group life insurance and group accident and health insurance to include trust funds established by employers.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 869

Mr. KEPHART. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 869, entitled:

An Act to provide revenue for school districts of the first class by imposing a mercantile license tax on persons engaging in certain occupations and businesses therein and providing for its collection providing for the issuance of mercantile licenses upon the payment of fees therefor imposing powers and duties on Boards of Public Education Receiver of School taxes School Treasurer and School Controller in such district and providing penalties.

The PRESIDENT. The report will lie over for printing under the rules.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 852

Mr. KEPHART. Mr. President, I submit the report of the Committee of Conference on Senate Bill No. 852, entitled:

An Act to provide revenue for public school purposes in school districts of the first class; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; imposing duties on county assessing authorities, boards of revision of taxes, receivers of school taxes; imposing duties on and providing for compensation to certain county treasurers; and providing penalties.

The PRESIDENT. The report will lie over for printing under the rules.

COMMITTEE OF CONFERENCE REPORT ON SENATE BILL No. 848 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time, the report of the Committee of Conference on Senate Bill No. 848.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 848

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 848, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 848, entitled: "An Act increasing the salaries of all elected county officers of counties of the first class and of certain elected officers of cities coextensive therewith."

Respectfully submit the following bill as our report:

BERTRAM G. FRAZIER,
JOHN W. LORD, Jr.,
MAXWELL S. ROSENFELD,
(Committee on the Part of the Senate.)
CHARLES C. SMITH,
FRANK A. COSTA,
JOSEPH A. SCANLON,

(Committee on the Part of the House of Representatives.)

An Act increasing the salaries of certain elected officers whose salaries are payable out of the treasury of cities of the first class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The salary of each officer payable out of the treasury of any city of the first class hereafter elected by the electors of the city at large whose salary is fixed by and under the provisions of an act or acts of Assembly shall be increased by ten per centum over the salary paid to each such officer under existing law

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 848

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 848.

Mr. LETZLER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DISilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 869 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time, the report of the Committee of Conference on Senate Bill No. 869.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 869

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 869, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 869, entitled: "An act to provide revenue for school districts of the first class by imposing a mercantile license tax on persons engaging in certain occupations and businesses therein and providing for its collection; providing for the issuance of mercantile licenses upon the payment of fees therefor; conferring and imposing powers and duties on Boards of Public Education, Receiver of School Taxes and School Treasurer in such districts and providing penalties,"

Respectfully submit the following bill as our report:

A. EVANS KEPHART,
JAMES A. GELTZ,
JOSEPH M. BARR,
(Committee on the Part of the Senate.)
CHARLES C. SMITH,
ROBERT D. FLEMING,
HOMER S. BROWN,

(Committee on the part of the House of Representatives.)

An Act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on Boards of Public Education Receivers of School Taxes and School Treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employees and imposing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions The following words and phrases when used in this act shall have the meanings ascribed to them in this section unless the context clearly indicates a different meaning

(1) "Persons" shall mean any individual partnership limited partnership association or corporation

(2) "Wholesale dealer" or "Wholesale vendor" shall mean any person who sells to dealers in or vendors of goods wares and merchandise and to no other persons

(3) "Retail dealer" or "Retail vendor" shall mean any person who is a dealer in or vendor of goods wares and merchandise who is not a wholesale dealer or vendor

(4) "Dealer in or vendor of goods wares and merchandise" shall not include any mechanic who keeps a store or warehouse at his place of manufactory or workshop in which he sells only his own manufactures any person vending or disposing of articles of his own growth produce or manufacture or any hawker or peddler licensed under any law of this Commonwealth

(5) The terms "Person" "Wholesale dealer" "Wholesale vendor" "Retail dealer" "Retail vendor" and "Dealer in or vendor of goods wares and merchandise" shall not include non-profit corporations or associations organized for religious charitable or educational purposes

(6) "Broker" shall mean any stock broker bill broker note broker exchange broker merchandise broker factor commission merchant real estate broker or agent and pawnbroker

(7) "Place of amusement" shall mean any place indoors or outdoors where the general public or a limited or selected number thereof may upon payment of an established price attend or engage in any amusement entertainment exhibition contest recreation including among other places theaters opera houses motion picture houses amusement parks stadia arenas baseball or football parks or fields skating rinks circus or carnival tents or grounds fair grounds bowling alleys billiard or pool rooms shuffle board rooms nine or ten pin alleys riding academies golf courses bathing and swimming places dance halls tennis courts archery rifle or shotgun ranges and other like places The term does not include any exhibition amusement performance or contest conducted by a non profit corporation or association organized for religious charitable or educational purposes

(8) "License year" shall mean the twelve month period corresponding to the fiscal year of the school district levying the tax

(9) "Gross Volume of Business" shall include both cash and credit transactions

(10) "Collector" shall mean the receiver of school taxes or in a school district of the first class in which there is no such receiver of school taxes the school treasurer

Section 2 Authority to Levy and Collect Tax Use of Tax For the year one thousand nine hundred forty-eight and annually thereafter every school district of the first class shall issue mercantile licenses and levy and collect an annual mercantile license tax in the manner and at the rates hereinafter set forth Such tax shall be in addition to any other tax every such school district is empowered to levy and collect under any existing law The license fees taxes and penalties collected under the provisions of this act shall be used by every such school district for general public school purposes

Section 3 License Fees Beginning in the year one thousand nine hundred forty-eight and annually thereafter every person desiring to continue to engage in or hereafter to begin to engage in the business of wholesale or retail vendor of or dealer in goods wares and merchandise broker conducting a restaurant or other place where food drink or refreshments are sold or place of amusement in a school district of the first class shall on or before the first day of January of each license year or prior to commencing business in any such license year procure a mercantile license for his place of business or if more than one for each of his places of business in the school district from the Receiver of School Taxes or School Treasurer who shall issue the same upon the payment of a fee of two dollars (\$2) for a wholesale license or a retail license and four dollars (\$4) for a wholesale and retail license for his place of business or if more than one for each of his places of business in the school district for each license

year Such license shall be conspicuously posted at the place of business or each of the places of business of every such person at all times

Section 4 Imposition and Rate of Tax Every person engaging in any of the following occupations or businesses in any school district of the first class shall pay an annual mercantile license tax at the rate set forth

(1) Wholesale vendors or dealers in goods wares and merchandise and brokers at the rate of one-half ($\frac{1}{2}$) mill on each dollar of the volume of the annual gross business transacted by him

(2) Retail vendors or dealers in goods wares and merchandise all persons engaged in conducting restaurants or other places where food drink or refreshments are sold and all persons conducting places of amusement at the rate of one (1) mill on each dollar of the volume of the annual gross business transacted by him

(3) Wholesale and retail vendors or dealers in goods wares and merchandise at the rate of one-half ($\frac{1}{2}$) mill on each dollar of the volume of the annual gross wholesale business transacted by him and one (1) mill on each dollar of the volume of the annual gross retail business transacted by him

Section 5 Computation of Volume of Business

(a) Every person subject to the payment of the tax hereby imposed who has commenced his business at least one (1) full year prior to the beginning of any license year shall compute his annual gross volume of business upon the actual gross amount of business transacted by him during the preceding calendar year

(b) Every person subject to the payment of the tax hereby imposed who has commenced his business less than one (1) full year prior to the license year one thousand nine hundred forty-eight for the license year one thousand nine hundred forty-eight or who has commenced his business subsequent to the beginning of any license year for such license year and the succeeding license year shall compute his annual gross volume of business upon the actual gross amount of business transacted by him during the first month of his engaging in such business multiplied by the number of months of the current license year remaining or multiplied by twelve (12) for the first full license year he engages in business as the case may be

(c) Every person subject to the payment of the tax hereby imposed who engages in a business temporary seasonal or itinerant by its nature shall compute his annual gross volume of business upon the actual gross amount of business transacted by him during such license year

Section 6 Returns

(a) Every return shall be made upon a form furnished by the collector Every person making a return shall certify the correctness thereof by affidavit

(b) Every person subject to the tax imposed by this act who has commenced his business at least one (1) full year prior to the beginning of any license year shall on or before the fifteenth day of March one thousand nine hundred forty-eight and annually thereafter file with the collector a return setting forth his name his business and business address and such other information as may be necessary in arriving at the actual gross amount of business transacted by him during the preceding calendar year and the amount of the tax due

(c) Every person subject to the tax imposed by this act who has commenced his business less than one (1) full year prior to the beginning of the license year one thousand nine hundred forty-eight shall on or before the fifteenth day of March one thousand nine hundred forty-eight file with the collector a return setting forth his name his business business address and such other information as may be necessary in arriving at the actual gross amount of business transacted by him during his first month of business and the amount of the tax due

(d) Every person subject to the tax imposed by this act who commences business subsequent to the beginning of any license year shall within forty (40) days from the

date of commencing such business and on or before the fifteenth day of March of the succeeding license year file a return with the collector setting forth his name his business and business address and such information as may be necessary in arriving at the actual gross amount of business transacted by him during his first month of business and the amount of the tax due

(e) Every person subject to the payment of the tax imposed by this act who engages in a business temporary seasonal or itinerant by its nature shall within seven (7) days from the day he completes such business file a return with the collector setting forth his name his business and business address and such information as may be necessary in arriving at the actual gross amount of business transacted by him during such period and the amount of the tax due

Section 7 Payment at the time of filing the return the person making the same shall pay the amount of tax shown as due thereon to the collector

Section 8 Powers and Duties of Collector

(a) It shall be the duty of the collector to collect and receive the taxes fines and penalties imposed by this act for payment over to the school treasurer where such school treasurer is not the collector as in the case of other school taxes collected it shall also be his duty to keep a record showing the amount received by him from each person paying the tax and the date of such receipt

(b) The collector is hereby charged with the administration and enforcement of the provisions of this act and is hereby empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this act including provision for the re-examination and correction of returns and payments alleged or found to be incorrect or as to which an overpayment is claimed or found to have occurred any person aggrieved by any decision of the collector shall have the right of appeal to the court of common pleas as in other cases provided

(c) The collector is hereby authorized to examine the books papers and records of any taxpayer or supposed taxpayer in order to verify the accuracy of any return made or if no return was made to ascertain the tax imposed Every such taxpayer or supposed taxpayer is hereby directed and required to give to the collector the means facilities and opportunity for such examinations and investigations as are hereby authorized. The collector is hereby authorized to examine any person connected with any business concerning any gross volume of business or gross receipts which was or should have been returned for taxation and to this end may compel the production of books papers and records and the attendance of all persons before him whether as parties or witnesses whom he believes to have knowledge of such gross volume of business or gross receipts

(d) The powers conferred by this act upon the collector relating to the administration and enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon him

Section 9 Suit on Collection Penalty

(a) It shall be the duty of the Board of Public Education or the Collector if designated by the Board to sue for the recovery of all taxes due not paid when due Such suits shall be begun within sixty (60) days after such taxes become due

(b) If for any reason the tax is not paid when due in each year interest at the rate of six per centum (6%) per annum on the amount of said tax and an additional penalty of one per centum (1%) of the amount of the unpaid tax for each month or fraction thereof during which the tax remains unpaid shall be added and collected Where suit is brought for the recovery of any such tax the person shall be liable for and in addition to the tax assessed against such person the costs of such collection and the interest and penalties herein imposed shall be collected

Section 10 Penalties

(a) Whoever wilfully makes any false or untrue statement on his return shall be guilty of a misdemeanor and

upon conviction thereof shall be sentenced to pay a fine of not more than two thousand dollars (\$2000) or to undergo imprisonment for not more than one (1) year or both

(b) Whoever wilfully fails or refuses to appear before the collector in person with his books records or accounts for examination when required under the provisions of this act to do so or who wilfully refuses to permit inspection of the books records or accounts of any business in his custody or control when the right to make such inspection by the collector is requested shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(c) Whoever wilfully fails or refuses to file a return required by this act and containing the information required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(d) Whoever being required under the provisions of this act to procure a mercantile license and who wilfully fails or refuses to do so shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(e) Whoever being required under the provisions of this act to keep his license conspicuously posted at his place of business for which issued and fails to do so shall upon summary conviction thereof pay a fine of not more than one hundred dollars (\$100) and costs of prosecution or in default of payment thereof shall undergo imprisonment for not more than thirty (30) days

Section 11 Compensation Employees

(a) The collector and such of his assistants and employees as he shall designate shall be paid by the school district such compensation for their services in the administration and enforcement of this act as the Board of Public Education shall fix which said compensation shall be in addition to such other salary or compensation each shall or hereafter may be entitled to receive for the performance of any other duties performed or to be performed by him

(b) The collector shall appoint such assistants and employees including legal counsel as the collector shall require to aid him in the administration and enforcement of this act at such salaries or compensation as the Board of Public Education shall fix which shall be paid by the school district

Section 12 Saving Clauses

(a) The validity of any ordinance or part of any ordinance providing for or relating to the imposition levy or collection of any tax passed by the Council of a city co-extensive with a school district of the first class in effect on the effective date of this act and any amendments or supplements thereto which may be hereafter passed by such Council shall not be affected or impaired by anything contained in this act

(b) Nothing contained in this act shall be construed to empower any school district of the first class to levy and collect the taxes hereby imposed on any person or on any business or any portion of any business not within the taxing power of this Commonwealth under the Constitution of the United States

(c) If the tax or any portion of the tax imposed upon any person or if any exception from the imposition of the tax or any portion of the tax imposed upon any person under the provisions of this act shall be held by any court of competent jurisdiction to be in violation of the Constitution of the United States or of the Commonwealth of Pennsylvania the decision of the court shall not affect or impair the right to impose the taxes or the validity of taxes so imposed upon other persons as herein provided or to impose the taxes so excepted from imposition it is the intent of the General Assembly that the taxes im-

posed or excepted so held to be unconstitutional were not to be imposed or excepted but that the remainder of said taxes imposed hereunder were to be imposed and collected and the taxes so excepted were to be imposed

Section 13 Repeal All acts or parts of acts inconsistent herewith are hereby repealed

Section 14 Effective Date The provisions of this act shall become effective immediately upon final enactment and shall remain in effect until and including the thirty-first day of December one thousand nine hundred forty-nine

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 869

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 869.

Mr. KEPHART. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor.
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahausen,	Wagner.
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Willson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL No. 491

The Clerk of the House of Representatives being introduced returned to the Senate, Senate Bill No. 491, entitled:

An Act to further amend Subsection C of Section two hundred four of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any

other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the establishment of branch offices and sub-agencies and for the approval thereof by the Department of Banking and the Banking Board

with the information that the House has passed the same without amendments.

SENATE BILL No. 615 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 615, entitled:

An Act making provisions for community property law providing that the act shall apply to husbands and wives and their property subsequent to the effective date of the act defining separate property and the community property of the husband and wife providing for the management control and disposition thereof including the homestead defining the ownership of funds on deposit in any bank or banking institution providing for the rights and remedies of creditors providing that either spouse may give or convey his or her community property to the other providing for disposition of community property on dissolution of marriage providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management control and disposition of community property providing for the administration and distribution of the interests of a deceased spouse in community property.

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

BILL ON CONCURRENCE IN HOUSE AMENDMENT

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 615, entitled:

An Act making provisions for community property law; providing that the act shall apply to husbands and wives and their property subsequent to the effective date of the act; defining separate property and the community property of the husband and wife; providing for the management, control and disposition thereof, including the homestead; defining the ownership of funds on deposit in any bank or banking institution; providing for the rights and remedies of creditors; providing that either spouse may give or convey his or her community property to the other; providing for disposition of community property on dissolution of marriage; providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management, control and disposition of community property; providing for the administration and distribution of the interests of a deceased spouse in community property.

which was returned from the House of Representatives with amendment.

The Clerk read the amendment as follows:

Amend Sec. 3, page 3, line 3, by inserting after the word "shall" "unless otherwise provided in the instrument evidencing the ownership thereof or conveying title thereto".

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENT MADE BY THE HOUSE TO SENATE BILL No. 615

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendment made by the House to Senate Bill No. 615.

Mr. WALKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34

Becker.	Farrell.	Mahany.	Wade.
Berger.	Frazier.	Mallery.	Wagner.
Blass.	Geltz.	Scarlett.	Walker.
Carr.	Hare.	Snowden.	Watson.
Chapman.	Heyburn.	Stevenson.	Wilson.
Crider.	Homsher.	Tallman.	Wolfe.
Crowe.	Kephart.	Taylor.	Wood, L. H.
Doehla.	Letzler.	Tyler.	Wood, T. N.
Donlan.	Lord.		

NAYS—16

Barr.	Holland.	Leader.	Ruth.
Dent.	Jaspan.	Margie.	Stiefel
DiSilvestro.	Klein.	Rahausen.	Tarr.
Haluska.	Lane.	Rosenfeld.	Woodring.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE BILL No. 860

The Clerk of the House of Representatives being introduced, returned to the Senate, Senate Bill No. 860, entitled:

An Act to make unlawful the possession of untaxed or unstamped cigarettes and providing for summary conviction and penalties.

with the information that the House has passed the same without amendments.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 491, entitled:

An Act to further amend Subsection C of Section two hundred four of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation

conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the establishment of branch offices and sub-agencies and for the approval thereof by the Department of Banking and the Banking Board.

Senate Bill No. 615, entitled:

An Act making provisions for community property law; providing that the act shall apply to husbands and wives and their property subsequent to the effective date of the act; defining separate property and the community property of the husband and wife; providing for the management, control and disposition thereof, including the homestead; defining the ownership of funds on deposit in any bank or banking institution; providing for the rights and remedies of creditors; providing that either spouse may give or convey his or her community property to the other; providing for disposition of community property on dissolution of marriage; providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management, control and disposition of community property; providing for the administration and distribution of the interests of a deceased spouse in community property.

Senate Bill No. 850, entitled:

An Act to add section twelve point one to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," providing for the retention of membership in the Public School Employees' Retirement Association by any contributor who ceases to be a public school employe and becomes a State employe and a member of the State Employees Retirement Association

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 852 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time, the report of the Committee of Conference on Senate Bill No. 852.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 852

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 852, as follows:

To the members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 852, entitled: "An act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property; providing for its levy and collection; conferring and imposing powers and duties on the county assessing authority, Board of Revision of Taxes, Receiver

of School Taxes, Board of Public Education in such districts; conferring and imposing powers and duties on and providing for compensation to certain county treasurers and providing penalties."

Respectfully submit the following bill as our report:

A. EVANS KEPHART,
JAMES A. GELTZ,
JOSEPH M. BARR,
(Committee on the Part of the Senate.)
CHARLES C. SMITH,
ROBERT D. FLEMING,
HOMER S. BROWN,

(Committee on the Part of the House of Representatives.)

An Act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the County Assessing Authority Board of Revision of Taxes Receiver of School Taxes County Treasurer Board of Public Education in such districts and courts Providing for compensation to certain officers and employes and imposing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except where the context clearly indicates a different meaning

"Resident" A person copartnership or unincorporated association or company resident located or liable to taxation within a school district of the first class levying a tax under the provisions of this act or a joint stock company or association limited partnership bank or corporation formed created or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other state or government and liable to taxation within a school district of the first class levying a tax under this act

"Board" The board of revision of taxes or other county assessing authorities of any county coextensive with a school district of the first class or in which a school district of the first class is located

Section 2 Tax on Mortgages Judgments etc Imposition and Rate of Tax Exceptions All personal property of the classes hereinafter enumerated owned held or possessed by any resident whether such personal property be owned held or possessed by such resident in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity or by any resident as trustee agent or attorney-in-fact jointly with one or more trustees agents or attorney-in-fact domiciled in another state or within this Commonwealth but outside the school district levying the tax where such personal property is held and managed in such school district of the first class except as executor or administrator of the estate of a non-resident decedent and except as trustee for a resident or non-resident religious charitable or educational organization no part of the net earnings of which inures to the benefit of any private stockholder or individuals for the use benefit or advantage of any other person copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation and the equitable interest in any such personal property of the classes hereinafter enumerated owned held or possessed by any resident where the legal title to such personal property is vested in a trustee agent or attorney-in-fact domiciled in another state or within this Commonwealth but outside the school district levying the tax or where the legal title to such personal property is vested in more than one trustee agent or attorney-in-fact one or more of whom are domiciled in another state or within this Commonwealth but outside the school district levying the tax and one or more of whom are domiciled within such school district such personal property is held and managed in another state or within this Commonwealth

but outside the school district levying the tax and where such resident is entitled to receive all or part of the income therefrom is hereby made taxable annually for the year one thousand nine hundred forty-eight and annually thereafter for public school purposes in school districts of the first class and shall be levied upon annually by the board of public education in every such school district at the rate of not less than one (1) nor more than four (4) mills on each dollar of the value thereof and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owning by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest all public loans whatsoever except those issued by this Commonwealth or the United States and except the public loans and obligations of any county city borough town township school district and incorporated district of this Commonwealth and except the bonds and obligations of bodies corporated and politic of this Commonwealth known as municipal authorities all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the terms thereof and all scrip bonds certificates and evidences of indebtedness issued and all scrip bonds certificates and evidences of indebtedness assumed or on which interest shall be paid by any and every private corporation incorporated or created under the laws of this Commonwealth or the laws of any other state or of the United States and doing business in any school district of the first class levying the tax except first class or nonprofit corporations all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government except shares of stock in any bank bank and trust company national banking association savings institution corporation or limited partnership liable to a tax on its shares or a gross premiums tax or liable to or relieved from the capital stock or franchise tax for State purposes under the laws of this Commonwealth and all moneys loaned or invested in other states territories the District of Columbia or foreign countries all other moneyed capital owning to individual citizens of the school district levying the tax Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loans shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debit balances owing by customers of bankers or brokers in the usual courses of business nor to interest bearing accounts in any bank or banking institution savings institution employees' thrift or saving association whether operated by employees or the employer or trust company nor to personal property held in the commercial department and owned in its own right by a banking institution savings institution or trust company in liquidation by a receiver trustee or other fiduciary nor to personal property formerly held by a banking institution in its own right but assigned by it to one or more trustees for liquidation and payment to the creditors and stockholders of such banking institutions nor shall this act apply to the proceeds of any life insurance policy held in whole or part by the insurer nor the principal value of annuities nor to any personal property held in any trust forming part of a stock bonus pension or profit sharing plan of any employer for the exclusive benefit of his employees or their beneficiaries which trust under the latest ruling of the Commissioner of Internal Revenue is exempted from Federal income tax And provided further That the provisions of this act shall not apply to building and loan associations or to shares of stock issued by building and loan associations or to savings institutions having no

capital stock and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the tax herein provided for or any part thereof or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the tax on any of such securities bonds or other evidences of indebtedness as may be held owned by or owing to the said savings institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life casualty or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to tax on their shares or the aforesaid capital stock or franchise tax for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner except as executor or administrator of the estate of a nonresident decedent and except as trustee for a resident or nonresident religious charitable or educational organization no part of the net earnings of which inures to the benefit of any private stockholder or individual shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That the provisions of this section shall not apply to personal property of the classes hereinabove enumerated received or acquired with proceeds of money or property received from any person or persons copartnership or unincorporated association or company nonresident in or not located within such school district or from any jointstock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth by any person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within such school district or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth nor shall the provisions of this section apply to personal property held for the use benefit or advantage of any resident who shall have in each of the ten preceding calendar years given or contributed all of his net income to any corporation organized or operated exclusively for religious charitable scientific literary or educational purposes

The value of the equitable interest in any personal property made subject to tax by this section shall be measured by ascertaining the value of the personal property in which such resident has the sole equitable interest or in case of divided equitable interests in the same personal property then by ascertaining such part of the value of the whole of such personal property as represents the equitable interest of such resident therein

Section 3 Returns of Tax (a) For the purpose of ascertaining the amount of tax payable under this act it shall be the duty of every resident liable to pay such tax on or before the fifteenth day of February of each year to transmit to the board upon a form prescribed prepared and furnished by the board a return certified by him as

full true and correct to the best of his knowledge and belief and setting forth

(1) The aggregate actual value of each part of the different classes of property made taxable by this act held owned or possessed by such resident as of the listing date fixed annually in the manner provided herein either in his own right or as trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person copartnership unincorporated association company limited partnership joint-stock association or corporation

(2) Such other relevant information as may be required by the board concerning each of the different classes of property enumerated in section two of this act owned held or in any manner possessed by such resident

The failure of any taxable resident to receive or procure a return form shall not excuse him from making a return

(b) The return so made shall be certified to by the person making the same if an individual and in the case of copartnerships unincorporated associations and joint-stock associations and companies by some member thereof and in the case of limited partnerships and corporations by the president chairman or treasurer thereof

(c) Whenever any personal property taxable under the provisions of this act was owned by a decedent at the time of his death and is held by his executor or administrator return of such personal property shall be made and the tax paid if such decedent was domiciled at the time of his death in a school district of the first class notwithstanding the residence or location of such executor or administrator or of any beneficiary or the place where such securities are kept

(d) Whenever any personal property taxable under the provisions of this act is held owned or possessed as trustee agent attorney-in-fact or in any other manner as hereinabove set forth by two or more persons copartnerships unincorporated associations companies limited partnerships joint-stock associations or corporations all of which are residents of the Commonwealth but not all of which are domiciled in the same school district levying this tax return of such personal property shall be made in a school district of the first class where any of the same are domiciled and there shall be paid in each such school district that portion of the tax imposed upon such personal property so held owned or possessed as the number of such trustees agents or attorneys-in-fact domiciled therein bears to the total number thereof notwithstanding the residence of any beneficiary or the place where such personal property is kept

Section 4 Listing Date The board shall on or before the fifteenth day of January one thousand nine hundred forty-eight and annually thereafter fix a day as of which the property made taxable by this act shall be listed and returned The day so fixed shall be between the first and the fifteenth days of the month of January both inclusive and the day so fixed shall be printed or stamped on the forms for making returns of all such property If through inadvertence mistake or otherwise the board fails to designate or fix such date or if such date does not appear on the form for making return of such property the date as of which such property shall be listed and returned shall be the immediately preceding first day of January

Section 5 Payment of the Tax The tax imposed by this act shall be due and payable at the same time and subject to the same conditions as to discounts penalties and interest as in the case of personal property taxes due and payable to the county or city coextensive with the county in which the school district of the first class levying the tax is located

Section 6 Collection and Use of Tax Compensation of Collector All taxes penalties and fines imposed under the provisions of this act shall be paid to and collected by the Receiver of School Taxes or in school districts in which there is no Receiver of School Taxes by the County Treas-

urer of the county in which such school district is located and such County Treasurer shall pay the same to the School Treasurer of such school district There shall be paid to the county for the services rendered by such county treasurer in collecting the tax an amount to be mutually agreed upon between the county treasurer and the Board of Public Education Such monies shall be collected by such collecting officials in the same manner as the personal property taxes for county purposes or in cities coextensive with counties for city and county purposes are collected

Section 7 Assessment by the Board Notice (a) If any taxable resident shall fail to file a return or fail to include in any return all of his property made taxable by this act or shall file a return which is false incomplete incorrect or inaccurate the board shall make an assessment of tax against such resident of the amount of the tax for which such resident is liable or for which he is believed by the board to be liable to which estimated return the board shall add twelve per cent (12%) and the aggregate amount so obtained shall be the basis for taxation

(b) The board shall notify by mail such resident of the estimated assessment If such resident is dissatisfied with the assessment so made he may on or before the day fixed for appeals from assessments present reasons supported by oath or affirmation for his failure to file a return to include all of his taxable property therein or for having made a return which was incomplete incorrect or inaccurate and the board may if satisfied with the excuse so presented permit the taxpayer to file his own return and substitute said return for the estimated return made by the board In all cases where a false return has been filed by the taxpayer the board may not relieve the taxpayer from the payment of the twelve per cent (12%) penalty but the estimated return shall be final except in those cases in which a true and correct return shall reveal a higher assessed value than that contained in the estimated return in which case the tax and penalty shall be based upon the true valuation

Section 8 Assessments Made at Any Time Within Five Years An assessment as herein provided may be made by the board at any time within five (5) years after any property owned held or possessed or alleged to have been so owned held or possessed by any resident should have been returned by him for taxation notwithstanding he shall have paid a tax assessed on the basis of returns previously made or filed and notwithstanding the board shall have made previous assessments against such resident In any such case no credit shall be given for any penalty formerly assessed and paid

Section 9 Petition for Reassessment Appeal (a) Any resident against whom an assessment is made by petition the board for a reassessment Notice of an intention to file such a petition or to appear and be heard shall be given to the board within thirty (30) days after notice of such assessment is given or sent by the board to the taxpayer as provided in this act The board shall hold such hearings as may be necessary to hear and determine petitions for reassessment at such places and at such times as may be determined by rules and regulations of the board and each petitioner who has duly notified the board of an intention to file a petition for reassessment or to appear and be heard shall be notified by the board of the time when and the place where such hearings shall be held All such petitions shall set forth specifically and in detail the grounds upon which it is claimed the assessment is erroneous or unlawful and shall be accompanied by an affidavit under oath or affirmation certifying to the correctness of the facts stated therein If no petition for reassessment is filed with the board the petitioner may in lieu thereof appear at the hearing and present his petition orally in which event all testimony or statements of facts shall be made under oath or affirmation

(b) If such petitioner is dissatisfied with the action of the board on his petition for reassessment he shall have

the right to appeal to the court of common pleas of the county where he resides at any time within sixty (60) days after notice of such action is given to him by the board If any resident shall fail to give due notice of an intention to petition for reassessment and to file a petition for reassessment or to appear and be heard after due notice of his intention to do so or to appeal to the court of common pleas within the time and in the manner herein set forth the right to do so shall be forever barred and any such resident so failing shall not thereafter be permitted in a suit for the recovery of such tax to set up any ground of defense which might have been determined either by the board or the court of common pleas In all cases of petitions for reassessment and appeals the burden of proof shall be on the petitioner or appellant as the case may be and every appeal to the court of common pleas under this section shall specify all the objections to the assessment and any objection not specified in the appeal shall not be considered by the court

Section 10 Information at Source Reports The executor of every will and the administrator of every estate at the time of filing with the register of wills or clerk of the orphans' court the inventory and appraisal of such estate shall file such register of wills or clerk of the orphans' court a statement in duplicate under oath or affirmation setting forth the items included in such inventory and appraisal which may be liable to the tax imposed by the act The register or clerk with whom the same is filed shall forthwith send one copy thereof to the board It shall be the duty of the board to proceed at once to assess the tax due from such decedent with interest as provided in this act Such assessment shall include all property owned held or possessed by the decedent which should have been returned by him for taxation for any former year or years not exceeding five (5) years In any case where a false incomplete incorrect or inaccurate return has been previously filed the board shall make an additional assessment for the five (5) years immediately preceding the year of assessment in the same manner as otherwise provided in this act The school district levying the tax may proceed to collect the said tax by presenting a claim therefor to the orphans' court of the proper county or may proceed by action or suit at law in any court of competent jurisdiction or take any and all other appropriate steps or procedure for the collection of such taxes

Section 11 Examination of Books and Witnesses Rules and Regulations (a) The board or any employe authorized in writing by it is hereby authorized to examine the books papers and records of any resident in order to verify the accuracy of any return made or if no return was made to ascertain and assess the tax imposed by this act Every such resident is hereby directed and required to give to the board or its duly authorized employes the means facilities and opportunity for such examinations and investigations as are hereby provided and authorized The board is hereby authorized to examine any person under oath concerning any property which was or should have been returned for taxation and to this end may compel the production of books papers and records and the attendance of all persons whether as parties or witnesses whom it believes have knowledge of such property In the event of the refusal of any taxpayer to permit the examination of his books and records or upon his refusal to appear before the board or to testify or in the event of his refusal to produce books papers and records which the board has directed to be produced the board may have recourse to the court of common pleas of said county which court shall upon cause shown direct the attendance of witnesses and the production of such books papers and records

(b) The board is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of the taxes penalties and interest imposed by this act

(c) The powers conferred by this act upon the board relating to the administration and enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the said board by law

Section 12 Compensation Employees (a) The members of the board and the Receiver of School taxes and such of the assistants and employees thereof as the board and the Receiver of School Taxes shall respectively designate shall be paid by the school district for their services in the administration and enforcement of this act such compensation as the Board of Public Education shall fix which said compensation shall be in addition to any other salary or compensation each now or hereafter may be entitled to receive for any other duties performed or to be performed by him

(b) Upon the respective recommendations of the board and the Receiver of School Taxes the Board of Public Education shall appoint and fix the salaries which shall be paid by the school district of such other assistants and employees as the board and Receiver of School Taxes may respectively require to assist the board and the Receiver of School Taxes in the administration and enforcement of this act

Section 13 Certified Statement to Board of Public Education and Collecting Officer For the Purpose of enabling the Board of Public Education to levy the taxes imposed by this act for one thousand nine hundred forty-eight and for every year thereafter it shall be the duty of the board to furnish annually at the same time as it furnishes the valuation of real property to the boards of public education in school districts of the first class and to the Receiver of School Taxes or in school districts in which there is no Receiver of School Taxes to the County Treasurer of the county in which such school district is located an estimate of the total valuation of all personal property taxable for school purposes

Section 14 Interest Tax Liens and Claims (a) The tax imposed by this act shall bear interest at the rate of six per cent per annum until paid (b) The school district levying the tax may at any time transmit to the prothonotary of the county in which the school district levying the tax is located a certified record of taxes imposed under this act and the penalties and interest thereon the record so transmitted shall contain the name of the taxpayer his address if known amount of tax penalty and interest due and the year during which said tax was payable and it shall be the duty of the prothonotary to enter and docket the same of record in the prothonotary's office in a docket which shall be designated "Personal Property Tax Lien Docket" and such tax lien shall be indexed as judgments are now indexed and shall be combined with liens arising from county or in cities coextensive with counties city and county personal property taxes in no event shall the prothonotary be entitled to duplicate fees all taxes imposed under this act together with penalties and interest thereon shall be a lien on the real estate of the taxpayer within the county until paid after the same shall have been entered and docketed of record by the prothonotary all such liens shall have priority to and be fully paid and satisfied out of the proceeds of any judicial sale of said real estate before any other obligation judgment claim lien or estate with which the said real estate may become charged or for which it may become liable save and except only the costs of the sale and of the writ upon which it is made and the real estate taxes imposed or assessed upon said property the lien of said tax shall continue for a period of five years from the date of entry and may be revived and continued in the manner now or hereafter provided for revival of judgments and it shall be lawful for a writ of scire facis to issue and be prosecuted to judgment in the manner in which such writs are now ordinarily employed

(c) Claims for taxes due under this act may be collected by action in assumpsit brought by the school district levying

the tax against the taxpayer or may be presented at the audit of any estate in the orphans' court

Section 15 Penalties (a) It shall be unlawful for any person or persons copartnership unincorporated association limited partnership joint-stock association or corporation whatsoever in loaning money at interest to any person or persons whether such loans be secured by bond and mortgage or otherwise to require the person or persons borrowing the same to pay the tax imposed thereon by this act and in all cases where such tax shall have been paid by the borrower or borrowers the same shall be deemed and considered usury and subject to the laws governing the same

(b) Any person who shall wilfully and corruptly make a false and fraudulent return asforesaid shall be guilty of a misdemeanor and upon his or her conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or undergo an imprisonment not exceeding two (2) years or both

(c) Any person who wilfully fails or refuses to file any return containing the information required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(d) As used in this section the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

Section 16 Saving Clauses (a) Nothing contained in this act shall be construed to empower any school district of the first class to impose levy and collect the taxes hereby levied upon any personal property of any of the classes hereinbefore enumerated not within the power of the General Assembly under the Constitution of the United States

(b) If the tax or any portion of the tax imposed upon any of the personal property of any of the classes hereinbefore enumerated under the provisions of this act or if any exception of any personal property of any of the classes as hereinbefore enumerated from the imposition of the tax under the provisions of this act shall be held by any court of competent jurisdiction to be in violation of the Constitution of the United States or of the Commonwealth of Pennsylvania the decision shall not affect or impair the right to impose the taxes or the validity of the taxes so imposed upon the personal property of the other classes as hereinbefore enumerated or to impose the taxes on the personal property so excepted It is the intent of the General Assembly that the taxes imposed or excepted so held to be unconstitutional were not to be imposed or excepted as the case may be but that the taxes imposed upon all other personal property made taxable under this act were to be imposed and that taxes on the personal property excepted were to be imposed thereon

(c) It is the intent of the General Assembly that the power vested in it to levy taxes shall not be delegated by any of the provisions of this act to any school district of the first class in violation of the provisions of the Constitution of Pennsylvania If a court of competent jurisdiction shall hold that such power has nevertheless been so unconstitutionally delegated the rate of the tax herein imposed shall be four (4) mills on each dollar of the value of the personal property made taxable which rate the General Assembly under such circumstance intends to be imposed

Section 17 Repeal All acts and parts of acts inconsistent herewith are hereby repealed

Section 18 The provisions of this act shall become effective immediately upon final enactment and shall continue in effect until and including the thirty-first day of December one thousand nine hundred forty-nine

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 852

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 852.

Mr. WALKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geltz.	Mahany.	Taylor.
Berger.	Haluska.	Mallery.	Tyler.
Blass.	Hare.	Margle.	Wade.
Carr.	Heyburn.	Rahausen.	Wagner.
Chapman.	Holland.	Rosenfeld.	Walker.
Crider.	Homsher.	Ruth.	Watson.
Crowe.	Jaspan.	Scarlett.	Wilson.
Dent.	Kephart.	Snowden.	Wolfe.
DiSilvestro.	Klein.	Stevenson.	Wood, L. H.
Doehla.	Lane.	Stiefel.	Wood, T. N.
Donlan.	Leader.	Taitman.	Woodring.
Farrell.	Letzler.		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 689 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time the report of the Committee or Conference on Senate Bill No. 689.

REPORT OF THE COMMITTEE OF CONFERENCE ON SENATE BILL No. 689

The Senate proceeded to the consideration of the report of Committee of Conference on Senate Bill No. 689, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 689, entitled: "An act to further amend the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled 'An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith, and modifying existing legislation which provided for raising revenue for State purposes,' by providing further for the assessment, collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities and imposing duties on certain county officers,"

Respectfully submit the following bill as our report:

A. EVANS KEPHART,
LLOYD H. WOOD,
JOSEPH M. BARR,

(Committee on the Part of the Senate.)

ROBERT D. FLEMING,
HAROLD SMITH HALLER,
JAMES S. BERGER,

(Committee on the Part of the House of Representatives.)

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing further for the assessment collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities imposing duties on certain county officers and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" is hereby amended by adding thereto after section 4 thereof certain new sections to read as follows

Section 4.1 (a) For the purpose of ascertaining the amount of tax payable under this act it shall be the duty of every resident liable to pay such tax on or before the fifteenth day of February of each year to transmit to the Board for the Revision of Taxes or the County Commissioners upon a form prescribed prepared and furnished by the Board of Revision of Taxes or the county Commissioners a return certified as provided in this act

(1) The aggregate actual value of each part of the different classes of property made taxable by this act held owned or possessed by such resident as of the date fixed annually in the manner provided herein either in his own right or as trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person copartnership unincorporated association company limited partnership joint-stock association or corporation

(2) Such other relevant information as may be required by the Board of Revision of Taxes or County Commissioners concerning each of the different classes of property enumerated in this act owned held or in any manner possessed by such resident

(b) The return so made shall be certified to by the person making the same if an individual and in the case of copartnership unincorporated association and joint-stock association and companies by some member thereof and in the case of limited partnerships and corporations by the president chairman or treasurer thereof

(c) The tax imposed by this act shall be due and payable at the same time and subject to the same conditions as to discounts penalties and interest as in the case of real property taxes imposed by the county for county purposes and in cities coextensive with counties for city and county purposes

(d) Any person who wilfully fails or refuses to file any return containing the information required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six months or both

Section 4.2 The Board of Revision of Taxes or the County Commissioners shall fix a day as of which the property taxable by the first section of this act shall be listed and returned The day so fixed shall be between the first and fifteenth days of the month of January both inclusive and the day so fixed shall be printed or stamped on the forms for making returns of all such property If through inadvertence mistake or otherwise the Board of Revision of Taxes or the County Commissioners fail to

designate or fix such date or if such date does not appear on the form for making return of such property the date as of which such property shall be listed and returned shall be the immediately preceding first day of January

Section 2 Section five of the said act as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 703) is hereby amended to read as follows

[Section 5 Upon the refusal or failure of any taxable person copartnership unincorporated association limited partnership joint-stock association or corporation to make a return properly verified by oath or affirmation as required by this act within ten days after being notified so to do it shall be the duty of the assessor to make a return for such taxable person copartnership unincorporated association jointstock association limited partnership or corporation from the best information he can obtain he shall examine the records and lists of judgments and mortgages returned by the prothonotary and the recorder of deeds and mortgages under the seventh and eighth sections of this act in the commissioners' office or office of the board of revision of taxes or remaining in their respective offices and assess such defaulting person copartnership unincorporated association joint-stock association limited partnership or corporation with the amounts of all such liens with interest thereon and add thereto the amount of all taxable property obtained from all other sources of information which return the proper county commissioners or board of revision of taxes shall have power and it shall be their duty to revise and correct according to the best information they can command from the records in their office or other sources and it shall be their duty to send for a person persons and papers and to administer an oath or affirmation to him or them in such form as shall be prescribed to which revised and corrected estimated return the proper county commissioners or board of revision of taxes shall add fifty per centum and the aggregate amount so obtained shall be the basis for taxation Provided That if such taxable person or copartnership or unincorporated association or company limited partnership joint-stock association or corporation on or before the day fixed for appeals from assessments shall present reasons supported by oath or affirmation satisfactory to the proper county commissioners or board of revision of taxes excusing a failure to make a return such as should be made to the assessors and shall then make such return the property county commissioners or board of revision of taxes may substitute such return for that returned by the assessor and corrected as aforesaid to have like effect as if no failure to return had occurred Provided further That in cases where by the refusal or failure of any taxable person copartnership unincorporated association limited partnership joint-stock association or corporation to make return a return has been made by the assessor which is incomplete and a penalty has been added by the county commissioners or board of revision of taxes or a return so made and no penalty added or whereby such refusal or failure no return has been made either by him or it or by the assessor such action shall not estop the county commissioners or board of revision of taxes from the assessment and collection from him or it or from the estate of any deceased person so failing or refusing of any tax or additional tax due whenever the facts may become known and it shall be the duty of the county commissioners or board of revision of taxes to assess or reassess any such personal property for any former year or years not exceeding five years and collect the tax or the balance of the tax which should have been paid together with interest thereon at the rate of six per centum per annum In ascertaining the balance found to be due no credit shall be given for any penalty formerly assessed and paid And provided further That in every case of an incorrect inaccurate false or incomplete return it shall be the duty of the county commissioners or board of revision of taxes whenever the facts may become known to reassess the personal property of any

such taxable for any former year or years and to collect the balance of the tax found to be due together with interest at the rate of six per centum per annum And provided further That the executor of every will and the administrator of every estate at the time of filing with the register of wills or clerk of the orphans' court the inventory and appraisal of such estate or of any affidavit setting forth the real and personal property of such decedent for the purpose of determining the inheritance tax shall in addition thereto file an affidavit in duplicate setting forth the items included in such inventory or affidavit which may be liable to a tax during the last completed taxing period for county purposes or in cities coextensive with counties for county and city purposes under the provisions of this act

And the officer with whom the same is filed shall forthwith send one of said copies of such affidavit to the county commissioners or the board for the assessment and revision of taxes as the case may be whose duty it shall then be to proceed as hereinbefore directed for the assessment and recovery of the taxes due from such decedent to the said counties or cities coextensive therewith with interest as above provided and for that purpose to present a claim therefor to the orphans' court of the proper county or to proceed by action or suit at law in any court of competent jurisdiction for such recovery thereof or to take any or all appropriate steps or procedure for the collection of said taxes

And provided further that it shall be the duty of the county commissioners or board of revision of taxes upon their making any assessment or reassessment where no return has been made or an incorrect inaccurate false or incomplete return has been made as aforesaid to give notice thereof to the taxable or his or her executor or administrator of the assessment and when they will sit to hear an appeal therefrom]

Section 5 If any taxable resident shall fail to file a return or fail to include in any return all of his property made taxable by this act or shall file a return which is false incomplete incorrect or inaccurate the board of revision of taxes or the county commissioners shall make an assessment of the tax against such resident of the amount of tax for which such resident is liable or for which he is believed by the board of revision or county commissioners to be liable to which estimated return the board of revision of taxes or county commissioners shall add twelve per cent and the aggregate amount so obtained shall be the basis for taxation

The board of revision or the proper county commissioners shall notify by mail such resident of the estimated assessment If such resident is dissatisfied with the assessments so made he may on or before the day fixed for appeals from assessments present reasons supported by oath or affirmation for his failure to file a return to include all of his taxable property therein or for having made a return which was incomplete incorrect or inaccurate and the board of revision of taxes or the county commissioners as the case may be may if satisfied with the excuse so presented permit the taxpayer to file his own return and substitute said return for the estimated return made by the board of revision of taxes or the county commissioners In all cases where a false return has been filed by the taxpayer the board of revision of taxes or the county commissioners may not relieve the taxpayer from the payment of the twelve per cent penalty but the estimated return shall be final except in those cases in which a true and correct return shall reveal a higher assessed value than that contained in the estimated return in which case the tax and penalty shall be based upon the true valuation

An assessment as herein provided may be made by the board of revision of taxes or the county commissioners at any time within five years after any property owned held or possessed or alleged to have been so owned held or possessed by any resident should have been returned by him for taxation notwithstanding he shall have paid a tax assessed on the basis of returns previously made or

filed and notwithstanding the board of revision of taxes or the county commissioners shall have made previous assessments against such resident In any such case no credit shall be given for any penalty formerly assessed and paid

Section 3 The said act is hereby amended by adding thereto after section five thereof certain new sections to read as follows

Section 5.1 (a) Any resident against whom an assessment is made may petition the board of revision of taxes or the county commissioners for a reassessment Notice of an intention to file such a petition or to appear and be heard shall be given to the board of revision of taxes or the county commissioners within thirty (30) days after notice of such assessment is given or sent by the board of revision of taxes or the county commissioners to the taxpayers as provided in this act The board of revision of taxes or the county commissioners shall hold such hearings as may be necessary to hear and determine petitions for reassessment at such places and at such times as may be determined by the rules and regulations of the board of revision of taxes or the county commissioners and each petitioner who has duly notified the board of revision or the county commissioners of an intention to file a petition for reassessment or to appear and be heard shall be notified by the board of revision of taxes or the county commissioners of the time when and the place where such hearings shall be held All such petitions shall set forth specifically and in detail the ground upon which it is claimed the assessment is erroneous or unlawful and shall be accompanied by an affidavit under oath or affirmation certifying to the correctness of the facts stated therein If no petition for reassessment is filed with the board of revision of taxes or the county commissioners the petitioner may in lieu thereof appear at the hearing and present his petition orally in which event all testimony or statements of facts shall be made under oath or affirmation

(b) If such petitioner is dissatisfied with the action of the board of revision of taxes or the county commissioners on his petition for reassessment he shall have the right to appeal to the court of common pleas of the county where he resides at any time within sixty (60) days after notice of such action is given to him by the board of revision of taxes or the county commissioners If any resident shall fail to give due notice of an intention to petition for reassessment and to file a petition for reassessment or to appear and be heard after due notice of his intention to do so or to appeal to the court of common pleas within the time and in the manner herein set forth the right to do so shall be forever barred and any such resident so failing shall not thereafter be permitted in a suit for the recovery of such tax to set up any ground of defense which might have been determined either by the board of revision of taxes or county commissioners or the court of common pleas as aforesaid In all cases of petitions for reassessment and appeals the burden of proof shall be on the petitioner or appellant as the case may be and every appeal to the court of common pleas under this section shall specify all the objections to the assessment and any objection not specified in the appeal shall not be considered by the court

Section 5.2 The executor of every will and the administrator of every estate shall file with the register of wills or clerk of the orphans' court an additional copy of the inventory and appraisal of such estate The register or clerk with whom the same is filed shall forthwith send a copy of said inventory and appraisal to the board of revision of taxes or the county commissioners as the case may be whose duty it shall then be to proceed to assess and collect the taxes due from such decedent Such assessment shall include all property owned held or possessed by the decedent which should have been returned by him for taxation for any former year or years not exceeding five years In any case where a false incomplete incorrect or inaccurate return has been previously filed the board of revision or the county commissioners shall

make an additional assessment for the five years immediately preceding the year of assessment in the same manner and form provided in this act The board of revision of taxes or the county commissioners may proceed to collect the said tax by presenting a claim therefor to the orphans' court of the proper county or may proceed by action or suit at law in any court of competent jurisdiction or take any and all other appropriate steps or procedure for the collection of such taxes

Section 5.3(a) The board of revision of taxes or the county commissioners are hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of tax penalties and interest imposed by this act

(b) The board of revision of taxes or the county commissioners or any employee authorized by them in writing is hereby authorized to examine the books papers and records of any resident in order to verify the accuracy of any return made or if no return was made to ascertain and assess the tax imposed by this act Every such resident is hereby directed and required to give to the board of revision of taxes or the county commissioners or their duly authorized employees the means facilities and opportunity for such examinations and investigations as are hereby provided and authorized The board of revision of taxes or the county commissioners are hereby authorized to examine any person under oath concerning any property which was or should have been returned for taxation and to this end may compel the production of books papers and records and the attendance of all persons whether as parties or witnesses who they believe have knowledge of such property In the event of the refusal of any taxpayer to permit the examination of his books and records or upon his refusal to appear before the board of revision of taxes or the county commissioners or to testify or in the event of his refusal to produce books papers and records which the board of revision of taxes or the county commissioners have directed to be produced the board of revision of taxes or the county commissioners may have recourse to the court of common pleas of said county which court shall upon cause shown direct the attendance of witnesses and the production of books papers and records Any information gained by the board of revision of taxes or the county commissioners as a result of any returns investigations hearings or certifications required or authorized by this act shall be confidential except for official purposes and any person or agent divulging such information shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not in excess of five hundred dollars (\$500) or to undergo imprisonment for not more than three (3) years or both in the discretion of the court

(c) The powers conferred by this act upon the board of revision of taxes and the county commissioners relating to the administration and enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the said board or county commissioners by law

Section 4 Section sixteen of the said act is hereby amended to read as follows

Section 16 [That the tax upon personal property imposed by the first section of this act shall be collected by distraint or otherwise as other taxes for county purposes or in cities coextensive with counties for city and county purposes are collected under the laws of this Commonwealth Provided however That no tax by said first section imposed shall be collectible or collected for the year one thousand nine hundred and thirteen it being intended that the tax upon such personal property for said year shall be collected by and for the State under existing legislation]

Section 16 (a) The tax imposed by this act shall bear interest at the rate of six per cent per annum until paid

(b) The board of revision of taxes or the county commissioners may at any time transmit to the prothonotary of their respective counties certified record of taxes imposed under this act and the penalties and interest thereon. The record so transmitted shall contain the name of the taxpayer his address amount of tax penalty and interest due and the year for which said tax has been assessed and levied and it shall be the duty of the prothonotary to enter and docket the same of record in the prothonotary's office in a docket which shall be designated "Personal Property Tax Lien Docket" and such tax lien shall be indexed as judgments are now indexed. All taxes imposed under this act together with penalties and interest thereon shall be a lien on the real estate of taxpayer within the county until paid after the same shall have been entered and docketed of record by the prothonotary. All such liens shall have priority to and be fully paid and satisfied out of the proceeds of any judicial sale of said real estate before any other obligation judgment claim lien or estate with which the said real estate may become charged or for which it may become liable save and except only the costs of the sale and of the writ upon which it is made and the real estate taxes imposed or assessed upon said property. The lien of said tax shall continue for a period of five years from the date of entry and may be revived and continued in the manner now or hereafter provided for revival of judgment and it shall be lawful for a writ of scire facias to issue and be prosecuted to judgment in the manner in which such writs are now ordinarily employed.

(c) Claims for taxes due under this act may be collected by action in assumpsit brought by the county against the taxpayer or may be presented at the audit of any estate in the orphans' court.

Section 5 This act shall become effective immediately upon final enactment.

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 689

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on Senate Bill No. 689.

Mr. WALKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. WOODRING. Mr. President, I am going to cast my vote for adoption of this report but I think the members of the House ought to be censured for stealing one of our Senators; on this report I see the name James S. Berger as a signator, as a member of the House, and I understand he is a member of the Senate.

Mr. WALKER. Mr. President, that is under lend-lease.

The PRESIDENT. What is the Senator's question?

Mr. WOODRING. I am going to vote for the bill, Mr. President, but I think we ought to have Mr. Berger returned to the Senate.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,
Becker,
Berger,

Frazier,
Geltz
Haluska

Lord,
Mahany,
Mallery,

Tarr,
Taylor,
Tyler,

Blass,
Carr,
Chapman,
Crider
Crowe.
Dent,
DiSilvestro,
Doehla,
Donlan,
Farrell.

Hare,
Heyburn
Holland
Homsher
Jaspan
Kephart.
Klein,
Lane,
Leader,
Letzler.

Margle,
Rahausen.
Rosenfeld,
Ruth,
Scarlett,
Snowden,
Stevenson,
Stiefel,
Tallman.

Wade,
Wagner.
Walker,
Watson,
Wilson,
Wolfe,
Wood, L. H.,
Wood, T. N.,
Woodring,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

The PRESIDENT pro tempore (M. Harvey Taylor) in the Chair.

BILL SIGNED

The PRESIDENT pro tempore (M. Harvey Taylor) announced that the Chief Clerk having reported that the following bill had passed both houses of the General Assembly and the same being correct, the title was publicly read as follows:

House Bill No. 896, entitled:

An Act to further amend section one of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" increasing the compensation and mileage allowance of members of the General Assembly

Whereupon,

The PRESIDENT pro tempore (M. Harvey Taylor) in the presence of the Senate signed the same.

The PRESIDENT pro tempore. The Chair calls to the rostrum the gentleman from Allegheny, Mr. Walker, to preside.

The PRESIDING OFFICER (John M. Walker) in the Chair.

HOUSE MESSAGES

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 689

The Clerk of the House of Representatives being introduced, informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 689, entitled:

An Act to further amend the act approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes, and in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith, and modifying existing legislation which provided for raising revenue for State purposes," by providing further for the assessment, collection and lien of the tax, granting certain enforcement and investigatory powers to taxing authorities, and imposing duties on certain county officers and providing penalties.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 805

He also informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 805, entitled:

An Act to amend section twenty-five of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561) entitled "Second Class County Jury Law," increasing the salaries of members of the commission.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1286

He also informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 1286, entitled:

An Act validating certain conveyances of real property made by a county home or by the directors of the poor.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 378

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 378, entitled:

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 707

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 707, entitled:

An Act relating to boarding houses for children; providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance, operation and conduct thereof, by the Department of Welfare; defining offenses and prescribing penalties.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 814

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 814, entitled:

An Act to amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," by removing certain restrictions for a limited period of time, as to the licensing of veterans' organizations.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 848

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 848, entitled:

An Act increasing the salaries of certain elected county officers whose salaries are payable out of the treasury of cities of the first class.

HOUSE RECEDES FROM ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 506

He also informed the Senate that the House of Representatives has receded from its amendments non-concurred in by the Senate to Senate Bill No. 506, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising amending, and consolidating the laws relating thereto," providing for fixing the number and compensation of all appointed officers, deputies, assistants, clerks and other persons whose compensation is paid out of the county treasury, whether employed by the county, the courts or by any judge thereof; creating a salary board in each county; defining its powers and duties; and repealing inconsistent acts.

HOUSE RECEDES FROM ITS AMENDMENTS NON-CONCURRED IN BY THE SENATE TO SENATE BILL No. 507

He also informed the Senate that the House of Representatives has receded from its amendments non-concurred in by the Senate to Senate Bill No. 507, entitled:

An Act abolishing all existing county salary boards; and providing for the transfer of their books, records and property.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL No. 805 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time the report of the Committee of Conference on House Bill No. 805.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 805

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 805, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 805, entitled "An Act to amend section twenty-five of the act approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled 'An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors; providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to pro-

vide suitable quarters, equipment and supplies; authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof, increasing the salaries of members of the commission,"

Respectfully submit the following bill as our report:

PAUL M. CRIDER,
ROWLAND B. MAHANY,
ELMER J. HOLLAND,
(Committee on the Part of the Senate.)

ALBERT E. BEECH,
ROBERT D. FLEMING,
THOMAS J. KIRLEY,
(Committee on the Part of the House of Representatives.)

An Act to amend section twenty-five of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualification of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" increasing the salaries of members of the commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-five of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" is hereby amended to read as follows

Section 25 The salary of the two members of the said commission elected to the said office shall be [four thousand dollars (\$4000)] four thousand eight hundred dollars (\$4800) per annum payable monthly or semi-monthly Neither the president judge of the court of common pleas nor any other judge who may serve upon said commission shall receive any additional salary for such service

The salary of all clerks assistants investigators or employes shall be such as may be fixed by the salary board hereinbefore provided for to fix the number and compensation of the clerks assistants investigators and employes of said commission

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 805

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 805.

Mr. FARRELL. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Watson,
Crider,	Homsher,	Ruth,	Wilson,
Crowe,	Jaspan,	Scarlett,	Wolfe,
Dent,	Kephart,	Snowden,	Wood, L. H.,
DiSilvestro,	Klein,	Stevenson,	Wood, T. N.,
Doehla,	Lane,	Stiefel,	Woodring,
Donlan,	Leader,	Tallman,	Walker,
Farrell,	Letzler,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL No. 1286 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time the report of the Committee of Conference on House Bill No. 1286.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1286

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 1286, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1286, entitled: "An act validating certain conveyances of real property and certain agreements concerning real property made by a county home or by the directors of the poor,"

Respectfully submit the following bill as our report:

EDWARD B. WATSON,
ROWLAND B. MAHANY,
CARLETON T. WOODRING,
(Committee on the Part of the Senate.)

GEORGE W. COOPER,
ELLWOOD J. TURNER,
EUSTACE H. BANE,

(Committee on the part of the House of Representatives.)

An Act validating certain conveyances of real property made by a county home or by the directors of the poor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All conveyances of real property made or entered into by any county home or by the directors of the poor in any county city borough township or poor district prior to the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State Department of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" are hereby ratified and confirmed whether or not such conveyances were approved by the court of common pleas as required by the provisions of the act approved the twenty-eighth day of April one thousand eight hundred eighty-seven (P. L. 75)

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1286

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 1286.

Mr. T. NEWELL WOOD. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margle,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Watson,
Crider,	Homsher,	Ruth,	Wilson,
Crowe,	Jaspan,	Scarlett,	Wolfe,
Dent,	Kephart,	Snowden,	Wood, L. H.,
DiSilvestro,	Klein,	Stevenson,	Wood, T. N.,
Doehla,	Lane,	Stiefel,	Woodring,
Donlan,	Leader,	Tallman,	Walker,
Farrell,	Letzler,		Presiding Officer

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

STATEMENT ON BEHALF OF JOINT STATE GOVERNMENT COMMISSION

Mr. BLASS. Mr. President, on behalf of the Joint State Government Commission, I desire to make a short report.

The PRESIDENT. The gentleman from Erie will proceed.

Mr. BLASS. Mr. President, I want to say to you that today it was most discouraging to hear the report from the House that the penal code, known as Act No. 306, failed of passage in the House and was laid on the table. I have here a short statement on behalf of the bill by the Joint State Government Commission, which is self-explanatory.

The report of the Joint State Government Commission on the Revision of the Penal Code was embodied in Senate Bill No. 306.

The numerous amendments which have been added to the original recommendations appear to have raised substantial doubts as to the wisdom of passing the bill at this session in its present form.

The study of the Commission represented a monumental undertaking. The services rendered by the members of the Commission's committee and the advisory committee were outstanding and the fruits of their labor ought not to be lost to the Commonwealth. Accordingly, it is proposed to preserve the results of this committee's work, to examine thoroughly all of the questions which have been raised at this session of the General Assembly, and to report to the next regular session, findings and recommendations as to such changes, revisions, and improvements as may be desirable.

It is appropriate to state at this time what the Commission states in its Summary Report to the General Assembly, of March 21, 1947; namely, that it owes much to the committee and the advisory committee, but that the Commonwealth of Pennsylvania owes much more to these same men for their labors in preparing the proposed act; and it is also fitting to state that their labor has not been in vain but that its results will be fully utilized.

In supplement to that report may I say this, that I heartily concur in the statement of the Joint State Government Commission. If the people in the House had known of the efforts and the labor that have been put into revision of this penal code by the twenty-one men, comprising the legislative and the advisory committee, there would not be any question but that this penal code would pass upon its merits, and I say to you that we have just begun with the preparation of the new procedure code and this code, together with the procedure code, will be ready for introduction at the next session of the General Assembly in 1949.

STATEMENT ON BEHALF OF MINORITY PARTY

Mr. HALUSKA. Mr. President on behalf of my Democratic colleagues I have been instructed by our floor leader, Mr. Dent, to offer as a matter of record our position with regard to certain bills that have passed and certain bills that have failed to pass.

Rather than take up time of the Senate and read this message I ask permission to have this message spread upon the Legislative Journal.

The PRESIDING OFFICER. Hearing no objection the report will be incorporated in the Legislative Journal.

PARTIAL REPORT BY THE DEMOCRATIC LEADER ON THE 1947 SESSION OF THE LEGISLATURE

The Democratic Minority feels that at least a partial survey should be made of this legislative session's accomplishments or lack of accomplishments.

The Democratic party re-affirms its position on the question of anti-labor legislation, it still believes that the proper approach to peaceful labor relations is through understanding and education. No amount of legislation aimed at one side or the other in a labor dispute can take the place of honesty and negotiations and a mutual trust and understanding of each other's problems.

We oppose and will continue to oppose any legislation that deprives any citizen of the Commonwealth of Pennsylvania of any of their rights or any curtailment of their personal freedom.

I will not take the time to give the specific instances in the bills passed by this legislature that we deem to be inadequate and inconsistent with a thorough understanding of our Democratic way of life. I will give to the public a detailed report on this legislation later.

The Republican majority stands indicted by the record of its failure to enact into law a solemn promise made to the people of Pennsylvania to pass legislation on F.E.P.C. There can be no valid excuse for this lack of fulfillment when upon every other legislative action the insistence by the Governor of the Commonwealth has been sufficient to insure the passage of any so-called administrative bill. A point of proof is the passage of House Bill No. 800, with its unwieldy broadening of the tax base opposed by many members of the Republican majority, and yet jammed through in the final moments by the administrative insistence.

The Republican majority in the Senate must assume responsibility for failure to pass the codification law for the State Liquor Control Board.

One keeps in mind that any objectionable features of this act could have been removed by the same strength of the majority that killed the entire bill; then the Republican majority must assume its responsibility.

The Republican majority must assume full responsibility for the defeat of a bill that would have outlawed all restrictions upon the manufacture and sale of oleomargarine, other than the pure food laws of the Commonwealth.

The Democratic minority feels that this was a blow to the economy of the families of working men and women of this Commonwealth, because any restriction placed upon this pure wholesome food product definitely increases the cost of living of the average Pennsylvania family.

The failure of the Republican majority to pass a state rent control bill is another indictment of this Republican majority and its failure to pass legislation designated to benefit the average Pennsylvania family.

In the matter of state taxes, we re-affirm our position that the tax program enacted by this legislative session is not in line with the needs of the Commonwealth nor is it based upon the ability to pay.

The vast majority of our citizens will find that the Duff tax program is in reality an ill-disguised sales tax and places the burden of taxation squarely upon the shoulders of the consumer public of this Commonwealth.

The Democratic minority feels that the failure of the Republican majority to take into consideration a long range program for payment for permanent construction for mental hospitals is the only reason that adequate provisions have not been made for the immediate problem of school teachers' salaries.

In order that there be no misunderstanding about House Bill No. 417, the so-called, School Teacher Salary Bill, I wish to make the following minority report to the people of Pennsylvania:

House Bill No. 417 does not mandate an immediate salary increase to more than a fraction out of approximately 58,000 school teachers in this Commonwealth. The mandated minimum of \$1,950 in Pennsylvania is below the salary now being paid to the greater number of teachers in this Commonwealth. By setting up these standards, House Bill No. 417 denies to the citizens of first class school districts their just and equitable share of the revenue set aside for school purposes. We feel that this legislature has failed miserably in its opportunity at this time to present to the people of Pennsylvania a substantial school program based on equality of educational opportunities and an equality in minimum salary standards in every district in the Commonwealth. We feel that some provision should have been made as an immediate aid to the first class districts and other low subsidy districts to raise the minimum subsidy to at least \$900 per teaching unit.

As a gesture of sincerity the least that could have been done for all of the teachers in the Commonwealth of Pennsylvania would have been an immediate service increment mandated by the Commonwealth and paid for out of state revenues. In a practical demonstration, where we have mandated one service increment to those earning less than \$1,950 we have failed to make provisions to pay for this subsidy in the low subsidy districts.

Further, we have put back into the hands of the School Board the jurisdiction over immediate increases to those teachers who, because of long years of service and scholastic attainments, are now receiving \$1,950 or more. This is definitely opposite to the position taken by this legislature in the subsidy increases in general, where we have mandated salary increases of from ten to twenty percent to the various officials of this government, state and local. We should have done no less than this for the school teachers of the Commonwealth of Pennsylvania.

That the entire subsidy of state education is inadequate under the Act as the state responsibility for education demands that the Commonwealth bear a larger share of its financial burden than is provided herein:

That the subsidy herein does not take into consideration the broadened tax base provided in this session of the Legislature.

It is the considered opinion of the minority that if the basis for the reimbursement ratio for subsidy purposes is the revenue possibilities behind each teacher unit, then by changing this revenue possibility we must redefine the entire school finance program. We no longer can reimburse on the basis of inability to raise necessary school revenues if a community refuses to place new taxes upon its constituents.

If House Bill No. 800 is passed, then every school dis-

trict can assess sufficient new taxes to carry its share of the school burden on an equalized subsidy basis.

We believe that the entire matter of school financing, teachers salaries and all other problems relative to local taxation have not been given the serious consideration necessary before the passage of an overall tax bill that, except in few instances, gives local districts unbridled and unhampered powers to tax.

If the Legislature wishes more taxes for local communities, it should be the responsibility of the Legislature to specify the type, nature and amount of taxes to be imposed for each, keeping in mind the power to tax is the power to destroy.

The Democratic minority will, at a later date, give to the people of Pennsylvania a detailed report and summary of the legislative action or lack of legislative action relative to housing agriculture and veterans.

NOMINATIONS BY THE GOVERNOR

NOTARIES PUBLIC

The Secretary to the Governor being introduced, presented in writing from His Excellency, the Governor of the Commonwealth, nominations for appointment as Notaries Public.

CONSIDERATION OF NOTARIES PUBLIC

Mr. KEPHART. Mr. President, I move that the Senate do now proceed to the consideration of nominations for appointment as Notaries Public, sent to the Senate, by His Excellency, the Governor of the Commonwealth, on June 16, 1947.

Mr. GELTZ. Mr. President, I second the motion.

The motion was agreed to.

The nominations were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate Paul Mervyn Lobb, 26 North 4th Street, Easton, Northampton County, for appointment as a Notary Public in the City of Easton, Northampton County, for a term of four years, to compute from the date of confirmation.

JAMES H. DUFF,

NOMINATIONS FOR NOTARIES PUBLIC

A motion was made by Mr. KEPHART and Mr. GELTZ, that the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr.	Frazier.	Lord.	Tarr.
Becker.	Geltz.	Mahany.	Taylor
Berger.	Haluska.	Mallerv.	Tyler
Blass.	Hare.	Margie.	Wade.
Carr.	Heyburn.	Rahauser.	Wagner.
Chapman.	Holland.	Rosenfeld.	Watson.
Crider.	Homsher.	Ruth.	Wilson.
Crowe.	Jaspan.	Scarlett.	Wolfe.
Dent.	Kephart	Snowden.	Wood, L. H.

DiSilvestro.	Klein.	Stevenson.	Wood, T. N.
Doenia.	Lane.	Stiefel.	Woodring.
Donlan.	Leader.	Tallman.	Walker
Farrell	Letzler.		Presiding Officer

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

PERMISSION TO ADDRESS SENATE

Mr. HALUSKA asked and obtained unanimous consent to address the Senate.

Mr. HALUSKA. Mr. President, realizing that House Bill 800 will be here very shortly, with the hope that we can save time later on in the evening, I would like to go on record as to how I personally feel about this bill.

I realize that the Governor is trying to arrange for ways and means to increase salaries of school teachers, and possibly that may be one way of arriving at his aim, but I also realize that if ever we placed upon our statutes as vicious and dangerous a piece of legislation that you will find in House Bill 800. I say to you, gentlemen, that bill will come back to haunt us, it shall haunt each and every one of us individually.

The bill in itself is not punitive because it permits local municipalities to set up their own taxation, but I already have knowledge of certain school districts which are making plans, back in my own county, to tax our coal industry. We tried very sincerely to amend that bill, to take out natural and mineral resources.

I realize, and I believe we all realize, that the so-called honeymoon is over. There are coal operators in our county who will have keen competition in the very near future and additional hardships will be placed upon this industry, not only the coal operator, but eventually it will put the coal miner back on the relief rolls. I do not know how we could control it unless we adopt that amendment. You might say, well, why exempt the coal operators? Because they are a basic industry. Once our coal mines are shut down in Pennsylvania we shall go back to the days of the 1930 relief rolls. Who pays the relief rolls? You and I.

So I am afraid and I am very fearful that within the next twelve months we will be compelled to come back into a special session to repeal that very same act that now we are trying to place upon our statutes.

You will find men who are not qualified, but all the same we are giving them taxing powers to tax any item—they may go as far as taxing pew rent in our churches, they might go as far as taxing wages, salaries, a sales tax, an amusement tax—any type of tax they might think of that is not now imposed by the Commonwealth.

Mr. President, I will read into the record a letter that came to me yesterday from one of the largest manufacturers in this Commonwealth, from the president of the Westmont Borough Council, located in my county, in the city of Johnstown, the Davis Brake Beam Company, having branches in Boston, Chicago, Cleveland, Richmond, St. Louis and San Francisco. The president of this company is George W. Fox, who also happens to be burgess of one of our wealthiest boroughs, known as Westmont, adjacent to Johnstown. Mr. Fox, sends me a copy of a letter that he wrote to Mr. T. H. Chrostwaite,

a gentleman who sincerely is working on behalf of the boroughs of Pennsylvania, and which is as follows:

"Acknowledgment is made of your telegrams urging support of HB-800. Sorry, but am obligated to inform you that the members of Westmont Borough Council can not support this bill as written. It is felt that the objective to relieve real estate from increased taxes at this time is of the greatest importance, but to accomplish this by placing almost unlimited power to assess and collect taxes upon practically everything in the hands of local officials constitutes a most dangerous piece of legislation and should therefore be opposed.

If this Bill is passed in its present form, the mad scramble by the taxing authorities of hundreds of municipalities in our state for additional revenue is too confusing to contemplate."

Then at the bottom of the letter there is a note just to me: "The authority and power delegated by this bill could prove to be a very dangerous weapon in the hands of a handful of officials in each community. Your business, or mine, if we were not in personal favor, could be taxed out of existence and our possessions confiscated. Other sources of revenue are unquestionably needed, but the power to tax not be freely delegated to each and every Tom, Dick and Harry just because he may be a member of a city or borough council"

That, Mr. President, speaks for itself. You are giving taxing powers to men who are serving in public office by default, men who are not qualified to serve in those public offices and we, the members of the General Assembly, no longer would come back into session if we continue to delegate powers back to the rural municipalities.

Mr. President, under this bill, if a local political subdivision now has a tax assessment of, say, a million dollars, they are permitted to equal that taxation, as a special tax they may assess and tax the same individuals up to \$1,000,000, doubling the tax they are paying now.

It is a most dangerous piece of legislation. We shall regret the day we vote upon it. I predict again that we will be compelled to come back into a special session to wipe off the statutes this vicious piece of legislation.

RECESS

Mr. TALLMAN. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. GELTZ. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the Chair.

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

RESOLUTION RETURNING TO THE GOVERNOR HOUSE BILL No. 35, PRINTER'S No. 442.

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, June 16, 1947.

Resolved (if the Senate concur), That House Bill No. 35, Printer's No. 442, entitled:

An Act to further amend the act, approved the twenty-fifth day of July, one thousand nine hundred thirteen (P. L. 1024), entitled "Female Labor Law," changing hours of labor and restrictions relative to age in certain employments; and extending provisions to include additional persons.

be returned to the Governor without amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL No. 896

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives, June 16, 1947.

Resolved, (if the Senate concur), That House Bill No. 896, Printer's No. 965, entitled:

An Act to further amend section one of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," increasing the compensation and mileage allowance of members of the General Assembly.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 195, entitled:

An Act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry; prescribing penalties; and making an appropriation.

House Bill No. 364, entitled:

An Act to further amend subsection (a) of section two hundred ten of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," increasing the salary of the Commissioner of Fisheries.

Senate Bill No. 378, entitled:

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act, approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such

revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent.

House Bill No. 477, entitled:

An Act to further amend section fifteen and to add section fifteen point one to the act, approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled, as amended, "Dog Law of 1921," authorizing county treasurers to retain certain moneys collected under said act and the payment thereof to certain societies for prevention of cruelty to animals, upon petition to and under supervision of the courts of common pleas, and providing for the disposition of unexpended funds.

House Bill No. 478, entitled:

An Act to add section fifteen point one to the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 818) entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done by dogs and payment thereof by the proper county to the owners of livestock and poultry and of damages to licensed dogs imposing powers and duties on certain State county city borough town and township officers and employes and on city councils of cities of the first and second class and providing penalties" authorizing the payment of certain moneys collected under the provisions thereof to societies for the prevention of cruelty to animals upon petition to and under the supervision of the court

House Bill No. 492, entitled:

An Act to amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "The Permanent Registration Act in Cities of the Second Class," by increasing the compensation and raising the maximum compensation in certain cases.

Senate Bill No. 506, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," providing for fixing the number and compensation of all appointed officers, deputies, assistants, clerks and other persons whose compensation is paid out of the county treasury, whether employed by the county, the courts or by any judge thereof; creating a salary board in each county; defining its powers and duties; and repealing inconsistent acts.

Senate Bill No. 507, entitled:

An Act abolishing all existing county salary boards; and providing for the transfer of their books, records and property.

House Bill No. 544, entitled:

An Act to further amend section one thousand four hundred thirteen of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), en-

titled "Public School Code," providing special education for children afflicted with cerebral palsy or otherwise physically handicapped.

House Bill No. 556, entitled:

An Act to further amend the second paragraph of section one thousand four hundred four of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," empowering the State Council of Education to prescribe and adopt rules, regulations, standards and qualifications governing the transportation of pupils.

House Bill No. 614, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania, by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans.

Senate Bill No. 689, entitled:

An Act to further amend the act approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes, and in cities coextensive with counties for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith, and modifying existing legislation which provided for raising revenue for State purposes," by providing further for the assessment, collection and lien of the tax, granting certain enforcement and investigatory powers to taxing authorities, and imposing duties on certain county officers and providing penalties.

House Bill No. 693, entitled:

An Act to amend section seven of the act, approved the fourth day of June, one thousand nine hundred forty-five (P. L. 1383), entitled "An act to protect the health, safety and welfare of the public, by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations; defining the powers and duties of said board; authorizing purchase or condemnation of necessary properties, easements, rights and right-of-ways; and making an appropriation," authorizing the Water and Power Resources Board to sell waters from canals, and to lease, sell and convey real, personal or mixed property, acquired by it.

House Bill No. 700, entitled:

An Act authorizing and empowering city treasurers of cities of the second class to sell at public sale lands or real estate upon which the taxes, assessed and levied by the city or school district, are delinquent and unpaid; fixing the interests of all taxing authorities where such lands are purchased by the city; providing for the distribution of moneys received as income from or resale of such lands; and providing for a method of reselling such lands purchased by the city, or by the city and school district within said city at any sale for the nonpayment of taxes, free and clear of all mortgages, ground rents, interest in or claims against said lands.

Senate Bill No. 707, entitled:

An Act relating to boarding houses for children; providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance, operation and conduct thereof, by the Department of Welfare; defining offenses and prescribing penalties.

House Bill No. 726, entitled:

An Act to amend section two of the act, approved the twelfth day of May, one thousand nine hundred eleven (P. L. 295), entitled "A supplement to an act, entitled 'An act for the government of cities of the second class' approved the seventh day of March, Anno Domini one thousand nine hundred and one; providing for the levy collection and disbursement of taxes and water-rents, or rates, and conferring certain powers and duties in reference thereto upon the city treasurer, the board of water assessors and the collector of delinquent taxes; and repealing certain acts relating to matters herein provided for," by fixing a limit for taxes to be levied on real estate.

House Bill No. 768, entitled:

An Act to add section one thousand six hundred ten point one to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," authorizing the teaching of safe driving of automobiles.

Senate Bill No. 814, entitled:

An Act to amend section two of the act, approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," by removing certain restrictions for a limited period of time, as to the licensing of veterans' organizations.

House Bill No. 822, entitled:

An Act to add section four point one to the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1359), entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description, including, but not limited to, livestock, poultry, farm machinery, farm equipment and crops, grown, growing or to be grown: designating the operation and effect of the lien of such mortgages; providing for the filing, indexing and docketing of such mortgages and related instruments in prothonotaries' offices; and prescribing prothonotaries' fees; providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states; regulating the assignment, release, satisfaction and extension of the lien of such mortgages; prescribing methods of foreclosure; defining defaults and violations; and fixing penalties," limiting and regulating the liability of chattels for subsequent purchases.

House Bill No. 823, entitled:

An Act to add section eleven point one to the act, approved the twelfth day of May one thousand nine hundred twenty-five (P. L. 603), entitled "An act concerning conditional sales; and to make uniform the law relating thereto," limiting and regulating liability of goods for subsequent purchases.

House Bill No. 824, entitled:

An Act limiting and regulating liability of goods, wares and merchandise, purchased under bailment lease contracts, for subsequent purchases; and making certain contracts void and unenforceable.

House Bill No. 826, entitled:

An Act relating to strikes by public employes, providing that such employes by striking terminate their employment; providing for reinstatement under certain conditions and prohibiting strikes by public employes.

Senate Bill No. 848, entitled:

An Act increasing the salaries of certain elected county officers whose salaries are payable out of the treasury of cities of the first class.

House Bill No. 876, entitled:

An Act empowering all corporations incorporated under the laws of the State of Pennsylvania for purposes not for profit to change, alter, and amend by by-law such provisions of their charters as are purely administrative, and validating such changes, alterations and amendments heretofore made.

House Bill No. 952, entitled:

An Act to further amend section four hundred two of the act, approved the fifth day of December, one thousand nine hundred thirty-six (P. L. 1937, p. 2897), entitled "Unemployment Compensation Law," by further defining employes ineligible to compensation.

House Bill No. 1041, entitled:

An Act to provide for the minimum salaries, qualifications, classification, leave of absence, and regulations of the administrative officers, heads of special service departments and faculties of state teachers colleges.

House Bill No. 1046, entitled:

An Act to amend section two of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled A supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208), entitled An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties regulating the use of a corporate title in applying for a pharmacy permit and its use on labels, signs and advertisements

House Bill No. 1114, entitled:

An Act to amend clause (e) of section three hundred two and section four hundred seventeen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "Pennsylvania Election Code," further regulating the issuance of watcher's certificates and the compensation of watchers.

House Bill No. 1122, entitled:

An Act providing for the payment of salary wages medical and hospital expenses of employes of a jail prison workhouse penitentiary penal reformatory or correctional institution hospitals for the insane or any institution for the feeble minded or epileptic persons for inebriates or for juvenile delinquents and dependents maintained in whole or in part by the Commonwealth or any county within the Commonwealth who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period

House Bill No. 1193, entitled:

An Act authorizing public utility corporations engaged in transmitting electricity, or transporting steam, water, gas, oil, or gasoline by pipe to obtain rights of way across public property in Cities of the First Class upon the consent of such cities.

House Bill No. 1303, entitled:

An Act providing for the fixing and equilization of salaries for tipstaves in the courts of common pleas, oyer and terminer and general jail delivery, quarter sessions of the peace, County Court of Allegheny County, and orphans' courts in counties of the second class.

House Bill No. 1308, entitled:

An Act providing for the acquisition by the Department of Forests and Waters, in the name of the Commonwealth, of certain lands in Carbon County for use as a State Park and recreation area; providing for the management of said department and defining the uses to which the property shall be put, and making an appropriation.

House Bill No. 1346, entitled:

An Act relating to the salaries of certain county officers of counties of the second class.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

COMMITTEE OF CONFERENCE ON HOUSE BILL No. 454 DISCHARGED

Mr. KEPHART. Mr. President, I move the Committee of Conference on House Bill No. 454, entitled:

An Act to amend the heading of Article III, and to amend, or further amend, sections three hundred two, three hundred three, three hundred five, three hundred six, three hundred eight, three hundred nine three hundred ten, three hundred eleven, three hundred twelve, three hundred thirteen, three hundred fourteen, three hundred fifteen, three hundred eighteen, three hundred nineteen and three hundred twenty-one, of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by establishing a new schedule of resident and nonresident licenses and fees; fixing a termination date for the issuance of free resident licenses to military personnel; authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely; and changing penalties.

be discharged from further consideration of the bill.

Mr. HARE. Mr. President, I second the motion.

The motion was agreed to.

RECESS

Mr. TALLMAN. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. WALKER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 717

The Clerk of the House of Representatives being introduced, informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 717, entitled:

An Act making an appropriation to the Department of Public Instruction for use at the State Teacher's Colleges for payment of the costs of repairs, alterations, replacements and improvements to existing plant facilities and equipment, for the purchase or replacement of equipment, furnishings, and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto.

HOUSE REJECTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 580

He also informed the Senate that the House has rejected the report of Committee of Conference on Senate Bill No. 580, entitled:

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" by establishing an exemption for capital actually and exclusively employed in coal mining or coal mining and preparation plant business with regard to the capital stock tax and franchise tax on domestic and foreign corporations joint-stock associations, limited partnerships and companies and postponing the effective date of said exemption.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 869

He also informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 869, entitled:

An Act to provide revenue for school districts of the first class by imposing a mercantile license tax on persons engaging in certain occupations and business therein and providing for its collection providing for the issuance of mercantile licenses upon the payment of fees therefor imposing powers and duties on Boards of Public Education Receiver of School Taxes School Treasurer and School Controller in such district and providing penalties.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 852

He also, informed the Senate that the House has adopted the report of Committee of Conference on Senate Bill No. 852, entitled:

An Act to provide revenue for public school purposes in school districts of the first class; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; imposing duties on county assessing authorities, boards of revision of taxes, receivers of school taxes; imposing duties on and providing for compensation to certain county treasurers; and providing penalties.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 417

He also, informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 417, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts, county superintendents, assistant county superintendents and district superintendents; and providing for reimbursement by the Commonwealth; and repealing certain provisions of said act.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 800

He also, informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 800, entitled:

An Act empowering political subdivisions (except cities of the first class, counties of the first class and school districts of the first class) to levy, assess and collect, or to provide for the levying, assessment and collection of certain additional taxes for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced.

HOUSE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 817

He also, informed the Senate that the House has adopted the report of Committee of Conference on House Bill No. 817, entitled:

An Act defining and regulating certain installment sales of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating and licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting incidental charges in connection with such instruments; and fixing maximum interest rates for delinquencies, extensions and loans; regulating insurance in connection with such sales; regulating reposessions, redemptions, resales and deficiency judgments, and the rights of parties with respect thereto; authorizing extensions, loans and forbearances related to such sales; authorizing investigations and examinations of persons engaged in the business of making or financing such sales; prescribing penalties; and repealing certain acts.

HOUSE CONCURS IN AMENDED SENATE BILL RECALLED FROM THE GOVERNOR

He also returned to the Senate, Senate Bill No. 569, entitled:

An Act to further amend section eleven of the act, approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the 'Pennsylvania Board of Parole'; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed upon probation in certain designated cases; providing for the method of appointment of its members; regulating the appointment, removal and discharge of its officers, clerks and employes; dividing the Commonwealth into administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employes thereof; making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," by increasing the compensation of district supervisors in counties of the first and second class.

Said bill having been recalled from the Governor for the purpose of amendments, the vote had on final passage and third reading reconsidered in the Senate and the bill amended, in which amendments the House has concurred.

SENATE BILL No. 578 RETURNED WITH AMENDMENTS

He also, returned to the Senate, Senate Bill No. 578, entitled:

An Act amending, revising and consolidating the laws relating to delinquent county, city, except of the first and second class, borough, town, township, school district, except of the first class, and institution district taxes; providing when, how, and upon what property, and to what extent liens shall be allowed for such taxes; the return and entering of claims therefor, the collection and adjudication of such claims; sales of real property, including seated and unseated lands, subject to the lien of such tax claims; the disposition of the proceeds thereof, including State taxes and municipal claims recovered, and the redemption of property; providing for the discharge and divestiture by certain tax sales of all estates in property, and of mortgages and liens on such property, and the proceedings therefor; creating a Tax Claim Bureau in each county, except a county of the first class, to act as agent for taxing districts defining its powers and duties, including sales of property, the management of property taken in sequestration, and the management, sale and disposition of property heretofore sold to the county commissioners, taxing districts and trustees at tax sales; providing a method for the service of process, and notices; imposing duties on taxing districts, and their officers, and on tax collectors, and certain expenses on counties, and for their reimbursement by taxing districts; and repealing existing laws

with the information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL No. 800 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time, the report of the Committee of Conference on House Bill No. 800.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 800

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 800, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 800, entitled: "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the supreme court and superior court."

Respectfully submit the following bill as our report:

LLOYD H. WOOD,
LOUIS H. FARRELL,

(Committee on the Part of the Senate.)

HERBERT P. SORG,
HENRY J. PROPERT,

(Committee on the Part of the House of Representatives.)

An Act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of Quarter Sessions and to the Supreme Court and Superior Court

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The duly constituted authorities of cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class shall have the authority by ordinance or resolution for general revenue purposes to levy assess and collect or provide for the levying assessment and collection of such taxes on persons transactions occupations privileges subjects and personal property within the limits of such political subdivision as it shall determine except that such local authorities shall not have authority by virtue of this act to levy assess and collect or provide for the levying assessment and collection of any tax on a privilege transaction subject occupation or personal property which is now or does hereafter become subject to a state tax or license fee nor have authority to levy assess or collect a tax on the gross receipts from utility service of any person or company whose rates and services are fixed and regulated by the Pennsylvania Public Utility Commission nor have authority except on sales of admission to places of amusement or on sales or other transfers of title or possession of property to levy assess or collect a tax on the privilege of employing such tangible property as is now or does hereafter become subject to a state tax If subsequent to the passage of any ordinance or resolution under the authority of this act the General Assembly shall impose a tax or license fee on any privilege transaction subject or occupation or on personal property or on sales of admission to places of amusement or on sales or other transfers of title or possession of property taxed by any such political subdivision hereunder the act of assembly imposing the state tax thereon shall automatically vacate the ordinance or resolution passed under the authority of this act as to all taxes accruing subsequent to the end of the current fiscal year of such political subdivision It is the intention of this section to confer upon such political subdivision the power to levy assess and collect taxes upon any and all subjects of taxation which the Commonwealth has power to tax but which it does not now tax or license subject only to the foregoing provision that any tax upon a subject which the Commonwealth does hereafter tax or license shall automatically terminate at the end of the current fiscal year of the political subdivision

The aggregate amount of taxes annually imposed by enactment of an ordinance or resolution by any political subdivision under this section shall not exceed an amount equal to the product obtained by multiplying the total assessed valuation of real estate in such political subdivision at the time of the said enactment by the maximum millage of tax thereon allowed by law

Section 2 Prior to the passage of any ordinance or the adoption of any resolution imposing a tax or license fee under the authority hereunder granted such political subdivision shall give notice of the intention to pass such ordinance or adopt such resolution Such notice shall be given in addition to all other notices required by law to be given and shall set forth the substantial nature of the tax or license fee to be imposed by the proposed ordin-

ance or resolution Publication of such notice shall be made by advertisement once a week for four weeks in a newspaper of general circulation within such political subdivision if there is such newspaper and if there is not then such publication shall be made in a newspaper of general circulation within the county in which the advertising political subdivision is located

Section 3 No tax levied by any political sub-division to which this act applies shall go into effect until thirty days from the time of the adoption of the ordinance or resolution levying the tax within said thirty days taxpayers representing 25% or more of the total valuation of real estate in the political subdivision as assessed for taxation purposes or taxpayers of the political subdivision not less than 25 in number aggrieved by the ordinance or resolution shall have the right to appeal therefrom to the court of quarter sessions of the county upon giving bond with sufficient security in the amount of five hundred dollars (\$500) approved by the court to prosecute the appeal with effect and for the payment of costs the petition shall set forth the objections to the tax and the facts in support of such objections and shall be accompanied by the affidavit of at least five of the petitioners that the averments of the petition are true and the petition is not filed for the purpose of delay

No such appeal shall act as a supersedeas unless specifically allowed by the court to which the appeal is taken or a judge thereof

Immediately upon the filing of any such petition the petitioners shall serve a copy of the petition and any rule granted by the court upon the president chairman secretary or clerk of the Legislative body levying the tax

The court shall fix a day for a hearing not less than 15 days nor more than 30 days after the filing of the petition notice of the time of such hearing shall be given to all interested parties as the court shall direct the court shall promptly hear and dispose of the appeal

It shall be the duty of the court to declare the ordinance and the tax imposed thereby to be valid unless it concludes that the ordinance is unlawful or finds that the tax imposed is excessive or unreasonable but the court shall not interfere with the reasonable discretion of the Legislative body in selecting the subjects or fixing the rates of the tax the court may declare invalid all or any portion of the ordinance or of the tax imposed

Any party to the proceeding shall have the right to appeal from the decision of the Court of Quarter Sessions to the Supreme or Superior Court as in other cases but such appeal shall be taken within 30 days from the time the decree of the court was entered and not thereafter

Section 4 Any such political subdivision is hereby authorized to provide by ordinance or resolution for the creation of such bureaus or the appointment and compensation of such officers clerks collectors and other assistants and employees either under existing departments or otherwise as may be deemed necessary for the assessment and collection of taxes imposed under authority of this act

Section 5 Payment of any tax to any political subdivision pursuant to an ordinance or resolution passed or adopted prior to the effective date of this act shall be credited to and allowed as a deduction from the liability of taxpayers for any like tax respectively on salaries wages commission other compensation or on net profits of business professions or other activities and for any income tax imposed by any other political subdivision of this Commonwealth under the authority of this act

Payment of any tax on salaries wages commissions other compensation or on net profits of businesses professions or other activities to a political subdivision by residents thereof pursuant to an ordinance or resolution passed or adopted under the authority of this act shall be credited to and allowed as a deduction from the liability of such persons for any other like tax respectively on salaries wages commissions other compensation or

on net profits of businesses professions or other activities imposed by any other political subdivision of this Commonwealth under the authority of this act

Payment of any tax on income to any political subdivision by residents thereof pursuant to an ordinance or resolution passed or adopted under the authority of this act shall to the extent that such income includes salaries wages commissions other compensation or net profits of businesses professions or other activities but in such proportion as hereinafter set forth be credited to and allowed as a deduction from the liability of such persons for any other tax on salaries wages commissions other compensation or on net profits of businesses professions or other activities imposed by any other political subdivision of this Commonwealth under the authority of this act

Where a credit or a deduction is allowable in any of the several cases hereinabove provided it shall be allowed in proportion to the concurrent periods for which the taxes are imposed by the respective political subdivisions but not in excess of the amount previously paid for a concurrent period

Section 6 Any tax imposed under this act shall not be subject to any limitations under existing laws as to rate or amount

Section 7 Any such political subdivision shall have power to prescribe and enforce penalties for the nonpayment within the time fixed for their payment of taxes imposed under authority of this act and for the violations of the provisions of ordinances or resolutions passed under authority of this act

Section 8 If any section provisions or part of this act shall be held unconstitutional such unconstitutionality shall not affect the validity of the remaining sections provisions or parts of this act the legislature hereby declares that it would have passed the remaining sections provisions or parts of this act if it had known that such sections provisions or parts thereof would be declared unconstitutional

Section 9 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 800

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 800.

Mr. WALKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Barr,	Frazier,	Mahany,	Taylor.
Becker,	Geltz,	Mallery,	Tyler,
Berger,	Hare,	Margie,	Wade,
Blass,	Heyburn,	Rahouser,	Wagner,
Carr,	Homsher,	Rosenfeld,	Walker,
Chapman,	Jaspan,	Ruth,	Watson,
Crider,	Kephart,	Scarlett,	Willson,
Crowe,	Klein,	Snowden,	Wolfe,
DiSilvestro,	Leader,	Stevenson,	Wood, L. H.,
Doehia,	Letzler,	Stiefel,	Wood, T. N.,
Donlan,	Lord,	Tallman,	Woodring,
Farrell,			

NAYS—5

Dent,	Holland,	Lane,	Tarr,
Haluska,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

COMMITTEE OF CONFERENCE REPORT ON HOUSE BILL No. 817 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time, the report of the Committee of Conference on House Bill No. 817.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 817

The Senate proceeded to the consideration of the report of Committee of Conference on House Bill No. 817, as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 817, entitled: "An act defining and regulating certain installment sales of motor vehicles prescribing the conditions under which such sales may be made and regulating the financing thereof regulating and licensing persons engaged in the business of making or financing such sales prescribing the form contents and effect of instruments used in connection with such sales and the financing thereof prescribing certain rights and obligations of buyers sellers persons financing such sales and others limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies extensions and loans regulating insurance in connection with such sales regulating repossessions redemption resales and deficiency judgments and the rights of parties with respect thereto authorizing extensions loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties and repealing certain acts."

Respectfully submit the following bill as our report:

CLARENCE D. BECKER,
JOHN W. LORD, Jr.,
(Committee on the Part of the Senate.)
HERBERT P. SORG,
CHARLES H. BRUNNER, Jr.,
JAMES E. LOVETT,

(Committee on the Part of the House of Representatives)

An Act defining and regulating certain installment sales of motor vehicles prescribing the conditions under which such sales may be made and regulating the financing thereof regulating and licensing persons engaged in the business of making or financing such sales prescribing the form contents and effect of instruments used in connection with such sales and the financing thereof prescribing certain rights and obligations of buyers sellers persons financing such sales and other limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies extensions and loans regulating insurance in connection with such sales regulating repossessions redemptions resales and deficiency judgments and the rights of parties with respect thereto authorizing extensions loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties and repealing certain acts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act shall be known and may be cited as the "Motor Vehicle Sales Finance Act"

Section 2 Findings and Declarations of Policy It is hereby determined and declared as a matter of legislative finding

(a) That an exhaustive study by the Joint State Government Commission discloses nefarious unscrupulous and improper practices in the financing of the sale of motor vehicles in this Commonwealth which are unjustly detrimental to the consumer and inimical to the public welfare. Such practices prevail not only among some sellers but also among some sales finance companies and some banks which acquire contracts arising out of installment sales of motor vehicles and which frequently influence the credit policies of sellers.

(b) That the agreement for the installment sale of motor vehicles in this Commonwealth has been generally cast in the form of the so-called "Pennsylvania Bailment Lease" contract in which the seller is technically the lessor and the buyer is technically the lessee. By the use of this fictional instrument in the installment sale of motor vehicles the extension of credit to the purchaser has been so inextricably entwined with the alleged bailment of the motor vehicle as to deprive the consumer of the benefits of existing laws.

(c) That consumers because of these legal technicalities and because of their unequal bargaining position are at the mercy of unscrupulous persons and are being intolerably exploited in the installment purchase of motor vehicles. Such exploitation is evident in the unfair provisions of the installment sale contract exorbitant charges for credit extortionate default extension collection repossession and other charges unconscionable practices respecting execution of contracts refinancing of contracts prepayment refunds insurance repossession and redemption.

(d) That practices enumerated and others equally pernicious have existed to such an extent that regulation of the installment selling of motor vehicles is necessary to the adequate protection of the public interest. Adequate regulation of installment selling must include control of the functions of selling and financing of motor vehicles whether exercised by the same or by different persons.

Therefore it is hereby declared to be the policy of the Commonwealth of Pennsylvania to promote the welfare of its inhabitants and to protect its citizens from abuses presently existing in the installment sale of motor vehicles and to that end exercise the police power of the Commonwealth to bring under the supervision of the Commonwealth all persons engaged in the business of extending consumer credit in conjunction with the installment sale of motor vehicles to establish a system of regulation for the purpose of insuring honest and efficient consumer credit service for installment purchasers of motor vehicles and to provide the administrative machinery necessary for effective enforcement.

Section 3 Definitions The following words terms and phrases when used in this act shall have the meaning ascribed to them in this section except where the context clearly indicates otherwise.

1 "Motor vehicle" shall mean any self propelled device in which upon which or by which any person or property is or may be transported or drawn upon a public highway excepting tractors power shovels road machinery agricultural machinery and other machinery not designed primarily for highway transportation but which may incidentally transport persons or property on a public highway and excepting such devices which move upon or are guided by a track or travel through the air and shall include trailers and semi-trailers.

2 "Person" includes an individual partnership association business corporation banking institution nonprofit corporation common law trust joint stock company or any other group of individuals however organized.

3 "Installment buyer" or "buyer" shall mean the person who buys hires or leases a motor vehicle under any installment sale contract or any legal successor in interest to such person and shall continue to designate such person

notwithstanding he may have entered into one or more extensions deferrals renewals or other revisions of the original contract and includes any person who as surety endorser guarantor or otherwise is liable on the obligation created by the buyer under an installment sale contract.

4 "Installment seller" or "seller" shall mean a person engaged in the business of selling hiring or leasing motor vehicles under installment sale contracts or any legal successor in interest to such person.

5 "Holder" shall mean any person including a seller who is currently entitled to the rights of a seller under an installment sale contract.

6 "Sales finance company" shall mean a person engaged as principal agent or broker in the business of financing or soliciting the financing of installment sale contracts made between other parties including but not thereby limiting the generality of the foregoing the business of acquiring investing in or lending money or credit on the security of such contracts or any interest therein whether by discount purchase or assignment thereof or otherwise provided that the term shall not include any person to the extent that he makes bona fide commercial loans to sellers or sales finance companies and takes assignments of or an interest in aggregation of installment sale contracts only as security for such commercial loans under which in the absence of default or other bona fide breach of the loan contract ownership of such contracts remains vested in the assignor and collection of payments on such contracts is made by the assignor. The term shall include any seller whether or not licensed under this act as a seller who finances installment sale contracts for other sellers or sales finance companies.

7 "Collector-repossessor" shall mean a person who collects payments or installment sale contracts or repossesses motor vehicles which are the subject of installment sale contracts as an independent contractor and not as a regular employe of a seller or sales finance company excluding duly constituted public officials or attorneys-at-law when acting in an official capacity and excluding a licensed seller or licensed sales finance company making collections or repossessions on installment sale contracts wherein such seller or sales finance company was previously a "holder" or wherein such seller or sales finance company not having previously been a "holder" occasionally makes collections or repossessions for other licensed sellers or sales finance companies. The term shall include any combination of the above activities.

8 "Banking institution" shall mean any bank bank and trust company trust company savings bank private bank or any national banking association organized and doing business under the provisions of any law of this Commonwealth or of any other state of the United States or under the provisions of any law of the United States of America.

9 "Retail sale" shall mean the sale of a motor vehicle for use by the buyer or for the benefit or satisfaction which the buyer may derive from the use of the motor vehicle by another.

10 "Installment sale contract" or "contract" shall mean any contract for the retail sale of a motor vehicle or which has a similar purpose or effect under which part or all of the price is payable in two or more scheduled payments subsequent to the making of such contract or as to which the obligor undertakes to make two or more scheduled payments or deposits that can be used to pay part or all of the purchase price whether or not the seller has retained a security interest in such motor vehicle or has taken collateral security for the buyer's obligation and shall include any loan any mortgage any conditional sale contract any purchase-money chattel mortgage any hire-purchase agreement or any contract for the bailment or leasing of a motor vehicle under which the hire-purchaser the bailee or lessee contracts to pay as compensation a sum substantially equivalent to or in excess of the value of the motor vehicle and any other form of contract which has a similar purpose or effect provided however that the terms shall not include any sale or contract for sale upon

an open book account wherein the seller has not retained or taken any security interest in the motor vehicle sold or any collateral security for the buyer's obligation and wherein the buyer is not required to pay any sum other than the cash price of the motor vehicle sold in connection with such sale or extension of credit and wherein the buyer is obligated to pay for the motor vehicle in full within ninety (90) days from the time the sale or contract for sale was made. These terms shall also mean and apply to any extension deferment renewal or other revision of such installment sale contract.

11 "Cash price" shall mean the minimum price measured in dollars at which the seller would in good faith sell to the buyer or to any other buyer under like circumstances and the buyer would in good faith buy from the seller the motor vehicle which is the subject matter of the installment sale contract if such sale were a sale for cash instead of an installment sale.

12 "Down payment" shall mean all partial payments whether made in cash or otherwise received by or for the benefit of the seller prior to or substantially contemporaneous with either the execution of the installment sale contract or the delivery of the goods sold thereunder which ever occurs later.

13 "Principal amount financed" shall mean the unpaid cash price balance after deducting the down payment adding the cost of any insurance premiums required or obtained as security for or by reason of the sale of a motor vehicle under an installment sale contract and adding other cost necessary or incidental to the sale of the motor vehicle under such contract which the seller contracts to pay on behalf of the buyer and for the amount of which the seller agrees to extend credit to the buyer and for which the buyer contracts voluntarily.

14 "Finance charge" shall mean the amount of the consideration in excess of the cash price which the buyer is required to pay to the seller for the privilege of purchasing a motor vehicle under an installment sale contract or for the credit extended by the seller to the buyer in conjunction with the sale of a motor vehicle under an installment sale contract or it shall mean the differential between the cash sale price of the motor vehicle and the installment sale price exclusive of insurance premium costs and other costs necessary or incidental to an installment sale which are specifically authorized by this act to be included in an installment sale contract.

15 "Time balance" shall mean the sum of the principal amount financed and the finance charge.

16 "Security interest" shall mean any property right in the motor vehicle which is the subject of an installment sale contract whenever such right is retained to secure performance of any obligation of the buyer under such contract any extension deferment renewal or other revision thereof and the term shall include any lien or encumbrance against such motor vehicle any interest of a mortgagee in such motor vehicle and any reservation of title to such motor vehicle whether or not expressed to be absolute whenever such title is in substance retained for security only.

17 "Collateral security" shall mean any security other than a security interest in a motor vehicle which is the subject of an installment sale contract which is given to secure performance of any obligation of the buyer or of any surety or guarantor for him under an installment sale contract extension deferment renewal or other revision thereof and the term shall include the undertakings of any surety or guarantor for the buyer and any interest in encumbrance on or pledge of real or personal property other than the motor vehicle which is the subject of the installment sale contract.

18 "Administrator" shall mean the Department of Banking of the Commonwealth of Pennsylvania.

19 "Licensee" shall mean a person to whom has been issued a license under this act as an installment seller or as a sales finance company or as a collector-repossessor which license has not expired has not been surrendered or revoked and in the plural shall mean any or all per-

sons so licensed under any or all of these three classifications.

Section 4 Licenses Required On and after the effective date of this act no person shall engage or continue to engage in this Commonwealth either as principal employee agent or broker.

1 In the business of an installment seller of motor vehicles under installment sale contracts except as authorized in this act under license issued by the administrator or

2 In the business of a sales finance company except as authorized in this act under license issued by the administrator or

3 In the business of a collector-repossessor except as authorized in this act under license issued by the administrator.

Section 5 Applications for licenses

A Applications for licenses under this act shall be in writing under oath and in the form prescribed by the administrator.

B The application shall contain the name under which the business is conducted the address of the place of business the date of registration of the fictitious or trade name if any with the Secretary of the Commonwealth the date and place of incorporation if the applicant is a corporation the name and residence address of the owner if the applicant is an individual owner the name and residence address of all owners partners or members if the applicant is a partnership or association the name and address of all officers and directors if the applicant is a corporation and such other information as the administrator may require.

C All applications filed by associations or corporations shall be accompanied by a power of attorney showing the name and address of the authorized agent in the Commonwealth of Pennsylvania upon whom all judicial and other process or legal notice may be served and in the case of the death removal from the Commonwealth or any legal disability or disqualification of such agent service of such process or notice upon the administrator shall be authorized.

D A separate application on the prescribed form shall be filed for each place of business conducted by or to be established by a licensee within the Commonwealth of Pennsylvania.

E All applications for renewal license shall be filed at least fifteen (15) days prior to October first annually.

Section 6 License Bonds

A A bond in the form prescribed by the administrator in the penal sum of five thousand dollars (\$5000) shall accompany every application for license as a sales finance company and for license as a collector-repossessor. Such bond shall be executed by a surety company authorized by the laws of Pennsylvania to transact business within this Commonwealth provided that the bond accompanying an application for license as a sales finance company filed by a banking institution located within this Commonwealth may be executed by such banking institution on its own behalf in lieu of a bond executed by a surety company. The bond shall be executed to the Commonwealth of Pennsylvania and shall be for the use of the Commonwealth and for any person or persons. The condition of the bond shall be that the licensee will comply with and abide by all the provisions of this act and all the rules and regulations of the administrator lawfully issued and that the licensee will pay to the Commonwealth to the administrator or to any person or persons any and all moneys that may become due to the Commonwealth to the administrator or to any person or persons from the said licensee under and by virtue of the provisions of this act. If any person shall be aggrieved by the misconduct of a licensee and shall recover judgment against such licensee such person may on any execution issued under such judgment maintain an action upon the bond of the licensee in any court having jurisdiction of the amount claimed provided the administrator assents thereto.

B A bond in the form prescribed shall be filed for each

place of business conducted by a finance company and for each place of business conducted by a collector-repossessor within the Commonwealth of Pennsylvania

C A new bond shall accompany every application for renewal license and shall be filed at least fifteen (15) days prior to October first annually

Section 7 License Fees

A Each application for license shall be accompanied by a license fee in the amount of

1 Ten dollars (\$10) for license as an installment seller of motor vehicles

2 One hundred dollars (\$100) for license as a sales finance company

3 One hundred dollars (\$100) for license as a collector-repossessor

B A separate license fee of like amount shall be paid for each place of business conducted by a licensee within the Commonwealth of Pennsylvania

C No abatement in the amount of the said license fee shall be made if the license is issued for less than one year or if the license is surrendered cancelled or revoked prior to the expiration of the license year for which such license was issued

D All licenses under this act shall expire on October first annually A renewal license fee in the same amount shall be paid annually on or before October first for each respective type of license and for each place of business

E All license fees and fines received by the administrator under this act shall be deposited in the State Treasury to the credit of a special fund for the use of the administrator in administering this and other laws of the Commonwealth placed under his administration

Section 8 Approval of Licenses and Issuance of Licenses

A The administrator if he approves an application for license shall issue to the applicant a license certificate showing the name of the person authorized to do business thereunder and the address of the licensee Such license certificate when issued to an installment seller or to a sales finance company shall be posted in a conspicuous place in the place of business of the licensee so that it will be in full view of the public at all times and when issued to a collector-repossessor shall be carried in the immediate possession of the licensee whenever he is engaged in the type of business for which the license is issued so that it may be presented for inspection upon request of any person entitled to such inspection

B A license shall not be transferred or assigned

C A licensee may change his place of business to another location within the same municipality for which the license certificate was issued A licensee desiring to change the address of his place of business shall give prior written notice thereof to the administrator and shall return the license certificate to the administrator for amendment The administrator shall amend the license certificate to show the new address and the date thereof which shall thereafter be the authorized address of the licensee A licensee shall not be required to pay any charge for amendment of a license certificate to effect change of address

D Only one place of business may be operated under the same license provided however that where every place of business is conducted under one name and the business records are kept in one place only one license shall be required This proviso shall apply only to installment sellers A licensee may operate more than one place of business by filing an application on the prescribed form for each additional place of business and by furnishing a bond for each additional place of business in the case of a sales finance company and collector-repossessor and by paying the respective license fee provided in this act for each additional place of business

Section 9 Rejection of Application

A The administrator may reject any application for license or any application for renewal of a license if he is not satisfied that the financial responsibility character reputation integrity and the general fitness of the ap-

plicant and of the owners partners or members thereof if the applicant be a partnership or association and of the officers and directors if the applicant be a corporation are such as to command the confidence of the public and to warrant the belief that the business for which application for license is filed will be operated lawfully honestly fairly and within the legislative intent of this act and in accordance with the general laws of this Commonwealth provided however that no license may be issued if the applicant any affiliate owner partner member officer director employe agent or spouse of the applicant has pleaded guilty entered a plea of nolo contendere or has been found guilty by a judge or a jury for engaging in any business for which a license is required under this act without having obtained a license under this act or if the applicant any affiliate owner partner member officer director employe agent or spouse of the applicant has pleaded guilty entered a plea of nolo contendere or has been found guilty by a judge or a jury of a second offense violation of this act under the penal section of this act applicable to licensees and had its license revoked

B Whenever the administrator rejects an application for license he shall mail a notice of such action to the applicant and the applicant may within thirty (30) days of the date of such notice appeal from such action to the courts of Dauphin County

C Whenever the administrator rejects an application for license he shall return the license fee which accompanied the application provided however all or any portion of the license fee may be retained by the administrator if rejection is based wholly or partially upon false information furnished by the applicant in the application

Section 10 Revocation or Suspension of Licenses

A The administrator upon (30) days' written notice to the licensee forwarded by registered mail to the place of business of such licensee as shown in the application for license or as amended on the license certificate in case of change of address subsequent to issuance of the license certificate may revoke or suspend any license if he finds that

1 The licensee has made any material misstatement in the application for license or that

2 The licensee has violated any provision of this act or that

3 The licensee has violated any rule or regulation issued by the administrator under and within the authority of this act or that

4 The licensee has failed to comply with any demand rule or regulation lawfully made by the administrator under and within the authority of this act or that

5 The licensee refuses or has refused to permit the administrator or his designated representative to make examinations authorized by this act or that

6 The licensee in the case of a finance company and collector-repossessor has failed to maintain in effect the bond required under the provisions of this act or that

7 The licensee has failed to maintain satisfactory records required by this act or prescribed by the administrator or that

8 The licensee has falsified any records required by this act to be maintained of the business contemplated by this act or that

9 The licensee has failed to file any report with the administrator within the time stipulated in this act or that

10 The licensee has failed to pay the fine required by this act for failure to file reports to the administrator within the time stipulated or that

11 The licensee has defrauded any retail buyer to the buyer's damage or wilfully failed to perform any written agreement with any retail buyer or that

12 Any fact or condition exists or is discovered which if it had existed or had been discovered at the time of filing of the application for such license would have warranted the administrator in refusing to issue such license

B The administrator may revoke or suspend only the particular license with respect to which grounds for re-

vocation may occur or exist but if he finds that grounds for revocation are of general application to all places of business or to more than one place of business operated by a licensee he may revoke all of the licenses issued to such licensee or those licenses to which grounds for revocation apply as the case may be

C Whenever a license has been revoked the administrator shall not issue another license pursuant to the provisions of this act until the expiration of at least one (1) year from the effective date of revocation of said license and not at all if such licensee or any owner partner member officer director employe agent or spouse of the licensee shall have pleaded guilty entered a plea of nolo contendere or has been found guilty by a judge or a jury of a second offense violation of this act

D Appeals may be taken from the action of the administrator in suspending and revoking licenses in accordance with procedure prescribed by the act of June 4, 1945 (Pamphlet Laws 1388) known as The Administrative Agency Law

Section 11 Authority of Administrator

A The administrator and any person designated by him for that purpose is empowered to investigate at any time the business and affairs and examine the books accounts papers records documents and files of every licensee and of every person who shall be engaged in business contemplated by this act whether such person shall act or claim to act as principal agent or broker or under or without the authority of this act. For this purpose the administrator shall have free access to the offices and places of business books accounts papers records documents and files of all such persons. A person who is not licensed under this act shall be presumed to be engaged in business contemplated by this act if he as principal agent or broker advertises or solicits business for which a license is required by the provisions of this act and the administrator and any person designated by him for that purpose is in such cases hereby empowered to examine the books accounts papers records documents files safes and vaults of such persons for the purpose of discovering violations of this act

B The administrator is empowered to require the attendance and testimony of witnesses and the production of any books accounts papers records documents and files relating to such business which the administrator has authority by this act to investigate and for this purpose the administrator or his duly authorized representative may sign subpoenas administer oaths and affirmations examine witnesses and receive evidence. In case of disobedience of any subpoena or the contumacy of any witness appearing before the administrator the administrator may invoke the aid of the courts of Dauphin County or any court of the Commonwealth and such court shall thereupon issue an order requiring the person subpoenaed to obey the subpoena or to give evidence or to produce books accounts papers records documents and files relative to the matter in question. Any failure to obey such order of the court may be punished by such court as a contempt thereof

Section 12 Records Required

A Every licensee shall maintain at the place of business designated in the license certificates such books accounts and records of the business conducted under the license issued for such place of business as will enable the administrator to determine whether the business of the licensee contemplated by this act is being operated in accordance with the provisions of this act

B A Licensee operating two or more licensed places of business in this Commonwealth may maintain the general control records of all such offices at any one of such offices or at any other office maintained by such licensee upon the filing of a written request with the administrator designating therein the office at which such control records are maintained and upon approval of such request by the administrator

C All books accounts and records of licensees shall be maintained in the English language

D All books accounts and records of licensees including any cards used in a card system shall be preserved and available for examination by the administrator for at least two (2) years after making the final entry therein

E The administrator is hereby authorized and empowered to prescribe the minimum information to be shown in the books accounts and records of licensees so that such records will enable the administrator to determine compliance with the provisions of this act

Section 13 Requirements as to Contracts

A Every installment sale contract shall be in writing and shall contain all of the agreements between the buyer and the seller relating to the installment sale of the motor vehicle sold and shall be signed by both the buyer and the seller

B Every installment sale contract shall be completed as to all essential provisions prior to the signing of such contract by the buyer

C An exact copy of the installment sale contract shall be furnished by the seller to the buyer at the time the buyer signs such contract. Such buyer's copy of the contract shall contain the signature of the seller identical with such signature on the original contract. Such copy shall be furnished to the buyer without charge

D Every installment sale contract shall contain the following notice printed prominently and in the form indicated in twelve (12) point type or larger directly above the space provided in the contract form for the signature of the buyer

Notice to Buyer

Do not sign this contract in blank

You are entitled to an exact copy of the contract you sign

Keep it to protect your legal rights

E The seller shall obtain from the buyer a written acknowledgment of the delivery of the copy of the contract to the buyer. Such acknowledgment shall be printed in twelve (12) point type or larger and if attached to the contract it shall be printed below the buyer's signature to the contract and shall be independently signed

F Every installment sale contract shall provide for payment of the time balance in substantially equal periods and in substantially equal amounts provided that when appropriate for the purpose of facilitating payment in accordance with a buyer's intermittent income a contract may provide for payment on a schedule which reduces or omits payments over any period or periods in which the buyer's income is reduced or suspended. An installment sale of a new motor vehicle to a bona fide salesman or of motor vehicles to be used by him principally as a demonstrator shall be exempt from the equal payment schedule requirement of this section

Section 14 Contents of Contract

A Every installment sale contract shall state the full names and addresses of all the parties thereto the date when signed by the buyer and shall contain a description of the motor vehicle sold which shall be sufficient for accurate identification

B Every installment sale contract shall set forth the following separate items as such and in the following order

1 Cash price of the motor vehicle. This amount may include any taxes charges for delivery cost of servicing repairing or improving the motor vehicle costs of accessories and installation or other costs normally included in the delivered cash price of such motor vehicle

2 Down payment made by the buyer at the time of or prior to execution of the contract indicating whether made in cash or represented by the agreed value of a "trade-in" motor vehicle or other goods or both. The amount of cash and/or the value of any "trade-in" shall be shown separately. A description of the "trade-in" if any sufficient for identification shall be shown

3 Unpaid cash price balance which shall be the difference

between the cash price (Item 1) and the down payment (Item 2) above

4 Insurance premium costs for the payment of which the seller agrees to extend credit to the buyer. The term of such insurance a concise description of the coverage and the amount of the premium shall be set forth. If the precise cost of the insurance is not available at the time the contract is signed an estimated amount ascertained from a chart prepared by the licensee and approved by the administrator may be set forth in the contract. When the cost of the insurance is so estimated the contract shall so state and it shall contain notice to the buyer that the difference between the estimated cost and the actual cost of the insurance including finance charges on such amount will be adjusted at the time of the final payment on the contract and a statement of the amount of the adjustment shall be furnished to the buyer simultaneously with the delivery of the insurance policy or certificate.

5 Other costs necessary or incidental which the seller contracts to pay on behalf of the buyer and for the amount of which the seller agrees to extend credit to the buyer as authorized by this act. Such costs shall be itemized in the contract as to nature and amount.

6 Principal amount financed which shall be the total of the unpaid cash price balance (Item 3) plus the insurance premium costs (Item 4) plus other costs (Item 5) for which the seller agrees to extend credit to the buyer.

7 Finance charge which is the consideration in excess of the cash price (Item 1) excluding insurance premium (Item 4) and other costs (Item 5) which the buyer agrees to pay to the seller for the privilege of purchasing the motor vehicle under the installment sale contract.

8 Time balance which shall be the total of the principal amount financed (Item 6) plus the finance charge (Item 7) and which shall represent the total obligation of the buyer which he agrees to pay in two or more scheduled payments.

9 Payment schedule which shall state the number of payments, the amount of the payments and the time of the payments required to liquidate the time balance.

C Every installment sale contract shall state clearly any collateral security taken for the buyer's obligation under the contract.

D Every installment sale contract shall contain a summary notice of the buyer's principal legal rights respecting prepayment of the contract and rebate of finance charge and reinstatement of the contract in the event of repossession.

E Every installment sale contract shall contain specific provisions as to the buyer's liability respecting default charges, repossession and sale of the motor vehicle in case of default or other breach of contract and respecting the collateral security if any.

Section 15 Prohibited Provisions of Contract

A No installment sale contract shall be signed by any party thereto when such contract contains blank spaces to be filled in after such contract has been signed. This provision shall not apply to serial numbers or other identifying marks which are not available for description of the motor vehicle at the time of execution of the contract.

B No installment sale contract shall contain any acceleration clause under which any part or all of the time balance represented by payments not yet matured may be declared immediately payable because the seller or holder deems himself to be insecure. This provision shall not affect an acceleration clause authorizing the seller or holder to declare the entire time balance due and payable in case of default in the payment of one or more installment payments or use of the motor vehicle for illegal purposes.

C No installment sale contract shall contain any provision authorizing any person acting on behalf of the seller or holder to enter upon premises of the buyer unlawfully or to commit any breach of the peace in the repossession of the motor vehicle or collateral security.

D No installment sale contract shall contain any pro-

vision whereby the buyer waives any right of action against the seller, holder, collector-repossessor or other person acting on behalf of the holder for any illegal act committed in the collection of the payments under the contract or in the repossession of the motor vehicle or collateral security.

E No installment sale contract shall contain any provision whereby the buyer executes a power of attorney appointing the seller, the holder, a collector-repossessor or the agent of such licensee as the buyer's agent in collection of the payments under the contract or in repossession of the motor vehicle sold or collateral security. This provision shall not apply to a power of attorney issued by the buyer to an attorney-at-law to be used only in the collection of the obligation by legal process.

F No installment sale contract shall contain any provision relieving the holder or other assignee from liability for any legal remedies which the buyer may have had against the seller under the contract or under any separate instrument executed in connection therewith.

G No installment sale contract shall require or entail the execution of any note or series of notes by the buyer which when separately negotiated will cut off as to third parties any right of action or defense which the buyer may have against the original seller.

Section 16 Transfer of Installment Sale Contract

A The seller of a motor vehicle under an installment sale contract executed in the Commonwealth of Pennsylvania shall not sell, transfer or assign the obligation represented by such contract to any person in Pennsylvania or elsewhere who is not licensed as a sales finance company pursuant to the provisions of this act.

B A sales finance company licensed pursuant to the provisions of this act shall not sell, transfer or assign the obligation represented by a motor vehicle installment sale contract executed in the Commonwealth of Pennsylvania which it has lawfully acquired to any other person in Pennsylvania or elsewhere who is not licensed as a sales finance company pursuant to the provisions of this act.

C Whenever an installment sale contract is lawfully sold, transferred or assigned to a person who is licensed as a sales finance company pursuant to the provisions of this act, such new holder shall furnish to the buyer in such contract a written notice of such sale, transfer or assignment excepting when assignment is made only to secure a bona fide commercial loan. Such notice shall set forth the name and address of the new holder and shall notify the buyer of the name and address of the person authorized to receive future payments on such contract. If such notice has not been given any payment or tender of payment made to and any service of notice on the last known holder by the buyer shall be binding upon any subsequent holder.

D The provisions of this section shall not apply to an assignment of an aggregation of installment sale contracts which is executed by a seller or sales finance company only as collateral security for a bona fide commercial loan obtained at lawful rates of interest from a person regularly engaged in the business of lending money on the security of such assigned collateral and under which in the absence of default or other bona fide breach of the loan contract ownership of the assigned contracts remains vested in the assignor and collection of payments on such assigned contracts is made by the assignor and provided such assignment and loan contracts are not for the purpose of evading or circumventing the provisions of this act.

Section 17 Insurance

A The buyer of a motor vehicle under an installment sale contract may be required to provide insurance on such motor vehicle at the buyer's expense for the protection of the seller or subsequent holder. Such insurance shall be limited to insurance against substantial risk of damage, destruction or theft of such motor vehicle provided however the foregoing shall not interfere with the liberty of contract of the buyer and seller to contract

for other or additional insurance as security for or by reason of the obligation of the buyer and inclusion of the cost of such insurance premium in the principal amount advanced under the installment sale contract. Such insurance shall be written for the dual protection of the buyer and of the seller or subsequent holder to the extent of his interest in the motor vehicle. Such insurance shall be for an amount and period of time and upon terms and conditions which are reasonable and appropriate considering the type and condition of the motor vehicle, the amount of the time balance and the schedule of payments in the installment sale contract.

B The buyer of a motor vehicle under an installment sale contract shall have the privilege of purchasing such insurance from an agent or broker of his own selection and selecting an insurance company acceptable to the seller provided however the inclusion of the cost of the insurance premium in the installment sale contract when the buyer selects the company agent or broker shall be optional with the seller.

C Whenever the seller contracts to purchase at the buyer's expense such insurance on a motor vehicle sold under an installment sale contract such insurance shall be purchased through an agent and/or broker authorized to conduct business in Pennsylvania and such insurance shall be written by an insurance company qualified to do business in Pennsylvania. The status of the buyer and seller or holder as set forth in such insurance contract shall conform to the status of these parties in the installment sale contract. The cost of the premium on such insurance to the buyer shall not be in excess of the amount of the premium which others are required to pay to such insurance company for similar coverage and in no event in excess of rates established in the then current published applicable manual of a recognized standard insurance rating bureau or the rates fixed by authority of the Commonwealth of Pennsylvania.

D Whenever the seller contracts to purchase at the buyer's expense such insurance on a motor vehicle sold under an installment sale contract a copy of the policy or a certificate of insurance shall be delivered to the buyer within thirty (30) days of the date of the buyer's signing of the installment sale contract.

E The insurance policy which is furnished to the buyer when the insurance is placed by the seller or subsequent holder at the buyer's expense shall set forth complete information as to the effective dates, amounts of premiums and coverage and shall contain all the terms of the insurance contract. When a certificate of insurance issued under a master policy is furnished to the buyer in lieu of an individual policy, such certificate shall set forth all information as to effective dates, amounts of premiums and coverage and shall contain all the terms of the insurance contract embodied in the master policy to the same extent as would appear if an individual policy were issued and shall give due notice that it is not an insurance policy.

F When the seller or subsequent holder has placed at the expense of the buyer insurance on a motor vehicle sold under an installment sale contract and the buyer prepays the time balance under the contract prior to the expiration date of the insurance, such insurance shall remain in force unless the buyer requests cancellation thereof. The seller or holder shall not cancel the insurance under such circumstances without the buyer's consent nor shall the seller or holder coerce the buyer to cancel the insurance. Unexpired insurance premiums received by the seller or holder resulting from cancellation of insurance which was originally placed at the buyer's expense shall be paid to the buyer or credited to any matured unpaid installments under the contract.

G When the seller contracts to purchase insurance at the buyer's expense and such insurance is cancelled by the insurance company prior to expiration, the seller or subsequent holder shall place comparable insurance with another insurance company and furnish the buyer with a copy of the insurance policy subject to the same re-

quirements of this act applicable to the original policy. In the event the holder is unable to obtain such insurance in another insurance company, he shall immediately notify the buyer who may then obtain such insurance from an insurance company agent or broker of his own selection and the holder shall be liable for any additional costs incurred by the buyer in rewriting such insurance for the unexpired period for which the original insurance was written. The holder under these circumstances shall also be liable to the buyer for any loss suffered by the buyer through negligence on the part of the holder in promptly advising the buyer of his inability to obtain replacement insurance.

Section 18. Other Costs Included in Amount Financed

A In addition to the cost of insurance premiums authorized in the preceding section of this act, the seller of a motor vehicle under an installment sale contract may require the buyer to pay certain other costs incurred in the sale of a motor vehicle under such contract as follows:

1 Fees payable to the Commonwealth of Pennsylvania for filing a lien or encumbrance on the certificate of title to a motor vehicle sold under an installment sale contract or collateral security thereto.

2 Fees payable to a public official for filing or recording and satisfying or releasing the installment sale contract or instruments securing the buyer's obligation.

3 Fees for notarization required in connection with the filing and recording or satisfying and releasing a mortgage judgment lien or encumbrance.

B The seller of a motor vehicle under an installment sale contract may also contract with the buyer to pay on behalf of the buyer such other costs incidental to the sale of a motor vehicle and contracted for voluntarily by the buyer as follows:

1 Fees payable to the Commonwealth of Pennsylvania for registration of the motor vehicle and issuance or transfer of registration plates.

2 Fees payable to the Commonwealth of Pennsylvania for driver's license for the buyer.

3 Costs of messenger service and other costs contracted for voluntarily by the buyer.

C Such other costs may be charged, contracted for, collected or received by the seller from the buyer independently of the installment sale contract or the seller may extend credit to the buyer for the amount of such costs and include such amount in the principal amount financed under the installment sale contract.

D Such other costs paid or payable by the buyer shall not exceed the amount which the seller expends or intends to expend therefor. Any such costs which the seller has collected from the buyer or which have been included in the buyer's obligation under the installment sale contract which are not disbursed by the seller as contemplated shall be immediately refunded or credited to the buyer.

Section 19. Finance Charges

A A seller licensed under the provisions of this act shall have the power and authority to charge contract for receive or collect a finance charge as defined in this act on any installment sale contract covering the retail sale of a motor vehicle in this Commonwealth which shall not exceed the rates indicated for the respective classification of motor vehicles as follows:

Class I New Motor Vehicles Six percent (6%) per year

Class II Used Motor Vehicles of a model designated by the manufacture by a year not more than two (2) year prior to the year in which the sale is made nine percent (9%) per year

Class III Older Used Motor Vehicles of a model designated by the manufacturer by a year more than two (2) years prior to the year in which the sale is made twelve percent (12%) per year

B Such finance charge shall be computed on the principal amount financed as determined under Section 14-B-6 of this act.

C Such finance charge shall be computed at the annual rate indicated on contracts which are payable by installment payments extending for a period of one (1) year. On contracts providing for installment payments extending for a period which is less than or greater than one (1) year the finance charge shall be computed proportionately.

D Such finance charge may be computed on the basis of a full month for any fractional month period in excess of ten (10) days.

E A minimum finance charge of ten dollars (\$10.00) may be charged on any installment sale contract in which the finance charge when computed at the rates indicated results in a total charge of less than this amount.

Section 20 Refinancing Installment Sale Contract

A The holder of an installment sale contract may extend the scheduled due date or defer the scheduled payment of all or part of any unpaid installment payment or payments or renew the unpaid time balance of such contract.

B The holder may contract for receive and collect a refinance charge for such extension deferment or renewal. Such refinance charge shall not exceed the amount ascertained under either of the following methods of computation at the respective rates indicated by:

Option 1 Computing the refinance charge on the amount of the installment payment or payments or part thereof which is refinanced for the period of time for which each payment or part thereof is extended or deferred at the following rates on contracts originally in the respective classification of motor vehicles set forth in the preceding section of this act:

Class I One percent (1%) per month

Class II One and one-half percent (1½%) per month

Class III Two percent (2%) per month

Such refinance charges may be computed on the basis of a full month for any fractional month period in excess of ten (10) days.

Option 2 Computing the refinance charge on the amount obtained by adding to the unpaid time balance of the contract the insurance cost and other costs incidental to refinancing by adding unpaid default charges which may be accrued and by deducting any rebate which may be due to the buyer for prepayment incidental to refinancing at the rate of the finance charge in the original contract for the term of the renewal contract and subject to the provisions of this act governing computation of the original finance charge provided however that the provisions of this act governing minimum finance charges and minimum prepayment rebate shall not apply in calculating refinance charges on the contract renewed under this method of computation.

C The holder of an installment sale contract shall not include in any contract for refinancing such contract any cash loan to the buyer nor any credit extended to the buyer incidental to the purchase of goods or services provided further that the word loan herein shall not include nor this act prohibit a rearrangement of payments under the installment sale contract by a refinance transaction involving a restoration of certain installment payments made under the contract but the refinance charge on such amount restored may be not more than six percentum per annum simple interest and provided further however that the holder of such contract may embody in such refinance contract the cost of accessories equipment and parts for the motor vehicle sold under such contract and the cost of repairs and services to such motor vehicle including finance charges thereon.

Section 21 Default Charges

A A default charge may be collected on any installment payment or payments which are not paid on or before the due date of such payments. Such default charge shall not exceed the rate of two percent (2%) per month on the amount of the payment or payments in arrears. Such default charge may be computed on the basis of a

full calendar month for any fractional month period in excess of ten (10) days. Such default charges may be collected when earned during the term of the contract or may be accumulated and collected at final maturity or at the time of final payment under the contract. Such default charge shall not be collected on any payment in default because of any acceleration provision in the contract.

Section 22 Refund for Prepayment of Contract

A The buyer notwithstanding the provisions of any installment sale contract shall have the privilege of prepaying at any time all or any part of the unpaid time balance under an installment sale contract.

B Whenever all of the time balance is liquidated prior to maturity by prepayment refinancing or termination by surrender or repossession and re-sale of the motor vehicle the holder of the installment sale contract shall rebate to the buyer immediately the unearned portion of the finance charge. Rebate may be made in cash or credited to the amount due on the obligation of the buyer.

C The unearned finance charge to be rebated to the buyer shall be calculated at the original contract rate of charge on the total amount of full installments to become due and for the term of all subsequent full installments periods provided however the holder shall not be required to rebate any portion of such unearned finance charge which results in a net minimum finance charge on the contract less than ten dollars (\$10.00) and provided further the holder shall not be required to rebate any unearned finance charge when the amount due computed as herein set forth is less than one dollar (\$1.00).

Section 23 Repossession

A When the buyer shall be in default in the payment of any amount due under a motor vehicle installment sale contract or when the buyer has committed any other breach of contract which is by the contract specifically made a ground for retaking the motor vehicle the seller or any holder who has lawfully acquired such contract may retake possession thereof. Unless the motor vehicle can be retaken without breach of the peace it shall be retaken by legal process but nothing herein shall be construed to authorize a violation of the criminal law.

B Repossession of a motor vehicle when effected by legal process shall be made only by a duly constituted public official. Repossession when effected otherwise than by legal process shall be made only by the holder including an official or full time employee thereof by a collector-repossessor licensed under this act by the person who originally sold such motor vehicle to the buyer under the installment sale contract or by any licensed seller or sales finance company including an official and full time employee thereof who is not regularly engaged in the business of making such repossessions but occasionally does so as an accommodation for other sellers or finance companies.

C When replevin and sale of the motor vehicle sold under an installment sale contract or of the collateral security thereto is effected by legal process such proceedings may be commenced by the holder immediately upon any default or breach of contract by the buyer. In a proceeding under these conditions the buyer shall receive such notices shall have such rights shall be liable for such costs of suit and reasonable attorney's fees as provided by the laws governing such legal proceedings.

D When repossession of a motor vehicle which is the subject of an installment sale contract is effected otherwise than by legal process the holder shall immediately furnish the buyer with a written "notice of repossession" delivered in person or sent by registered mail directed to the last known address of the buyer. Such notice shall set forth the buyer's rights as to reinstatement of the contract if the holder extends the privilege of reinstatement and redemption of the motor vehicle shall contain an itemized statement of the total amount required to redeem the motor vehicle by reinstatement or payment of the contract in full shall give notice to the buyer of the holder's intent to re-sell the motor vehicle at the

expiration of fifteen (15) days from the date of mailing such notice shall disclose the place at which the motor vehicle is stored and shall designate the name and address of the person to whom the buyer shall make payment or upon whom he may serve notice

E When repossession of a motor vehicle which is the subject of an installment sale contract is effected otherwise than by legal process the buyer shall be liable for costs incurred by the holder in retaking storing and repairing such motor vehicle only when all of the following conditions prevail

1 When default exceeds fifteen (15) days at the time of repossession and

2 When such costs represent actual necessary and reasonable expenses incurred by the holder in retaking storing and repairing the motor vehicle excluding any costs incurred in retaking which are charges for services of persons who are regular full time employees of the holder and

3 When such costs are supported by receipts or other satisfactory evidence of payment and records of the holder show detailed information as to nature of each item of expense the amount thereof the date of payment and to whom paid

F The administrator shall have authority to reduce the amount of or prohibit entirely any item of expense of retaking storing or repairing of a motor vehicle which appears to him to be fictitious unnecessary unreasonable or exorbitant or such as would not have been incurred by a prudent person under similar circumstances

Section 24 Reinstatement of Contract after Repossession

A Whenever a motor vehicle sold under an installment sale contract has been replevined by legal process or repossessed otherwise than by legal process because of default or other breach of contract the holder may reinstate the contract and return the motor vehicle to the buyer provided the buyer pays all past due installments or agrees with holder on mutually satisfactory arrangements accrued default charges costs of suit under the contract and authorized by this act in replevin by legal process and if default at the time of repossession exceeded fifteen (15) days expenses of retaking repairing and storage authorized by this act

B When a contract is reinstated after repossession the holder may contemporaneous therewith or subsequently thereto enter into a contract with the buyer for refinancing the obligation as provided in this act

Section 25 Redemption and Termination of Contract after Repossession

A When repossession of a motor vehicle which is the subject of an installment sale contract is effected within the Commonwealth of Pennsylvania otherwise than by legal process the holder shall retain such repossessed motor vehicle within the county in which it was retaken for a period of fifteen (15) days after mailing of notice of repossession to the buyer If such repossession is made outside of the Commonwealth of Pennsylvania the motor vehicle at the option of the holder may be retained in the vicinity of retaking for such fifteen (15) day period or brought back to the county in Pennsylvania in which it was originally sold to the buyer under such contract and retained in such county for such fifteen (15) day period

B During such fifteen (15) day period the buyer may redeem the motor vehicle and terminate the contract by payment or tender of payment to the holder of the following amounts subject to the conditions hereinafter indicated

1 When default at the time of repossession was less than fifteen (15) days the amount of the unpaid time balance plus the amount of any accrued default charges authorized by this act plus any other amount lawfully due under the contract excluding costs of retaking repairing and storage less rebate of unearned finance charge

2 When default at the time of repossession exceeded

fifteen (15) days the amount of the unpaid time balance plus the amount of any accrued default charges authorized by this act plus costs of retaking repairing repossessing and storing authorized by this act plus any other amount lawfully due under the contract less rebate of unearned finance charge

Section 26 Sale of Motor Vehicle after Repossession

A When the repossessed motor vehicle under an installment sale contract is not redeemed by the buyer either by termination or reinstatement of the contract within the fifteen (15) day notice of redemption period the buyer shall forfeit all claim to such motor vehicle and collateral security

Section 27 Deficiency Judgment

If the proceeds of the resale are not sufficient to defray the expenses thereof and also the expenses of retaking keeping and storing the motor vehicle to which the seller or holder may be entitled and the balance due upon the purchase price the seller or holder may recover the deficiency from the buyer or from any one who has succeeded to the obligations of the buyer Provided That where the contract price covering the installment sale of a motor vehicle sold for any use other than a commercial or business use amounts to two thousand dollars or less (1) The buyer may have the reasonable value of the motor vehicle at the time of resale determined in any action or proceeding brought by the seller to recover the deficiency The resale price being prima facie but not conclusive evidence of such reasonable value and the said reasonable value as determined or the resale price whichever shall be higher shall be credited to the buyer on account of his indebtedness (2) If the buyer has paid an amount equal to eighty per centum or more of the purchase price at the time of his default in the payment of any sum due under the contract and if the buyer at the request of the seller and without legal proceedings surrenders the motor vehicle to the seller in ordinary condition and free from malicious damage the seller must within a period of five days from the date of receipt of the motor vehicle at his place of business elect either (a) To retain the motor vehicle and release the buyer from further obligation under the contract or (b) To return the motor vehicle to the buyer at the seller's expense and be limited to an action to recover the balance of the indebtedness if the buyer at or subsequent to the surrender agrees that the motor vehicle may be retained by the seller in satisfaction of the indebtedness the seller shall not be required to sell the motor vehicle if he elects to retain same in every action or proceeding for a deficiency The buyer may have the reasonableness of the expense of retaking keeping and storing the motor vehicle determined nothing contained in this Section shall apply to a deficiency on a resale which was held prior to the effective date of this act

Section 28 Statement of Account to Buyer

A At any time after execution of an installment sale contract and within one year after termination of such contract the holder of such contract shall furnish the buyer upon request with a complete and detailed statement of account showing

1 All amounts paid by the buyer on account of the obligation dates of payment and the allocation of such payments to reduction of the time balance refinancing charges default charges court costs attorney's fees expenses of retaking repairing storing or otherwise

2 All amount credited to the buyer as rebates for prepayment and unexpired premiums on insurance cancelled

3 The amount of the installment payments accrued charges and expenses incurred if any which are due and payable

4 The number and amount of installment payments to become due and payable if any and the due dates thereof

B The buyer shall be furnished with one such statement of account without charge during the term of the contract or within one year after termination and the

holder may require payment of a fee of fifty cents (\$.50) for any additional statements

C The holder shall furnish the buyer upon request and upon payment of a fee of fifty cents (\$.50) with a duplicate copy of the installment sale contract to replace the buyer's copy of such contract which is required to be furnished to the buyer without charge at the time of execution of the contract

Section 29 Payment Receipts

A Whenever payment is made on account of any installment sale contract the person receiving such payment shall at the time of receiving such payment furnish to the buyer or to the person making the payment on behalf of the buyer a complete written receipt therefor if requested or payment is made in cash

B Such receipt shall show the date of payment the amount of the payment the nature of the payment shall identify the obligation to which such payment is applicable and shall be signed or initialed by the person receiving the payment on behalf of the holder

C When issued for payments made at the designated licensed office of the holder or mailed to such office which payments are applied to reduction of the time balance such receipt shall if requested by the buyer also set forth the unpaid time balance remaining due after crediting such payment If such payment includes default charges authorized by this act the amount of such default charges shall be set forth on the receipt independently of the payment applied to reduction of the time balance

D When the buyer elects to make such payments by mail the holder may require the buyer to supply a self-addressed stamped envelope as a condition for mailing such receipt to him if he has been previously notified of such condition

Section 30 Executed Contracts Release of Liens

A Upon payment in full of the time balance and other amounts lawfully due under an installment sale contract the holder shall

1 Return to the buyer all instruments evidencing indebtedness or constituting security under an installment sale contract which were signed by the buyer or his sureties or guarantors in conjunction with such contract excepting such instruments as are filed or recorded with a public official and retained in the files of such official and

2 Release all security interest in the motor vehicle or in collateral security to the obligation of the buyer under such contract and

3 Deliver to the buyer such good and sufficient assignments and documents of title as may be necessary to vest the buyer with complete evidence of title

B When the final payment on an installment sale contract is made in cash money order or equivalent tender by the buyer or his authorized representative at the designated licensed office of the holder the certificate of title showing satisfaction of this encumbrance shall be delivered at the time of such tender of payment if demanded by the buyer otherwise delivery may be made at a later date in person or by mail as may be arranged between buyer and holder all other instruments shall be delivered or mailed to the buyer within fifteen (15) days of the date or final payment

Section 31 Prohibited Charges

A A licensee under this act shall not charge contract for collect or receive from the buyer directly or indirectly any further or other amount for costs charges examination appraisal service brokerage commission expense interest discount fees fines penalties or other things of value in connection with the retail sale of a motor vehicle under an installment sale contract in excess of the cost of insurance premiums other costs the finance charges refinance charges default charges recording and satisfaction fees court costs attorney's fees and expenses of retaking repairing and storing a repossessed motor vehicle which are authorized by the provisions of this act

B A licensee under this act shall not collect any charge whatsoever in connection with a contemplated sale of a motor vehicle under an installment sale contract if such contract is not consummated provided however that nothing contained herein shall affect the legal status of a deposit paid by a prospective buyer to a seller as a binder on the contemplated purchase of a motor vehicle

C An installment sale contract wherein the seller or any subsequent holder has changed contracted for collected or received from the buyer any prohibited costs or charges whatsoever shall be unenforceable as to such prohibited costs or charges

Section 32 Buyer's Waiver of Statutory Protection

No act agreement or statement of any buyer in any installment sale contract shall constitute a valid waiver of any provision of this act intended by the Legislature for the benefit or protection of retail installment buyers of motor vehicles

Section 33 Application of Act to Existing Contracts

The provisions of this act shall not apply to or affect the validity of any contract otherwise within the purview of this act which is made prior to the effective date of the respective provisions of this act governing such contracts

Section 34 Effect of Expiration Surrender or Revocation of License of Existing Contracts

A The expiration surrender or revocation of a license issued pursuant to this act to a seller or sales finance company shall not impair or affect the obligation of any motor vehicle installment sale contract entered into lawfully or lawfully acquired by such licensee prior to the effective date of such expiration surrender or revocation of license provided however the holder of such contracts shall forfeit the right to charge contract for receive or collect refinance charges authorized by this act for renewal of a contract if the license of such holder expired was surrendered or was revoked prior to the date of such renewal

B A licensee whose license has expired was surrendered or was revoked may thereafter sell transfer or assign contracts entered into or acquired prior thereto to any licensed sales finance company and such sales finance company acquiring such contracts may renew such contracts in accordance with the provisions of this act

C A licensee whose license has expired was surrendered or was revoked shall not thereafter enter into new contracts for the retail sale of motor vehicles under installment sale contracts and shall not thereafter discount purchase or otherwise acquire such contracts

Section 35 Contracts Unenforceable in Pennsylvania

A No obligation of the buyer of a motor vehicle under an installment sale contract which was consummated within the Commonwealth of Pennsylvania shall be enforceable in the Commonwealth of Pennsylvania wherein the seller was not licensed as required under the provisions of this act at the time such seller entered into such installment sale contract or wherein the holder was not licensed under the provisions of this act at the time he acquired such contract The buyer under such contract shall be entitled to cancellation of the contract release of all liens against the motor vehicle sold under such contract and against any collateral security owned by the buyer or his sureties and guarantors upon payment or tender of payment to the holder of the principal amount financed as set forth in the contract less all payments on account of such obligation exclusive of down payment which had been made prior thereto

B Nothing in this section shall be construed to prevent the enforcement in the Commonwealth of Pennsylvania of an obligation arising from the sale of a motor vehicle made outside of the Commonwealth of Pennsylvania under an installment sale contract and entered into or executed by the buyer outside of the Commonwealth of Pennsylvania whether or not such

buyer was a resident of this Commonwealth at the time he entered into such contract

Section 36 Exemptions

This act shall not affect or impair any business conducted lawfully under license issued pursuant to the act of April eighth one thousand nine hundred thirty-seven (Pamphlet Laws two hundred sixty-two) known as the "Consumer Discount Company Act" or supplements or amendments thereto

Section 37 Penalties

A Any person partner association business corporation banking institution nonprofit corporation common law trust joint stock company or any other group of individuals however organized or any owner partner member officer director trustee employe agent broker or representative thereof who or which shall engage in this Commonwealth in business as installment seller sales finance company or collector-repossessor as defined in this act without having obtained a license as required under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than five hundred dollars (\$500) or more than five thousand dollars (\$5000) or to suffer imprisonment of not less than six (6) months or more than three (3) years or both at the discretion of the court

B Any licensee conducting business under this act as an installment seller sales finance company or collector-repossessor or any owner partner member officer director trustee employe agent broker or representative thereof who shall violate any provisions of this act or shall direct or consent to such violation shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500 for the first offense and for each subsequent offense a like fine and/or suffer imprisonment not to exceed one (1) year in the discretion of the court

C Any licensed seller or sales finance company as holder of a motor vehicle installment sale contract who hires authorizes or permits an unlicensed collector-repossessor as defined in this act to collect payments on any such contract or to repossess any motor vehicle sold under such contract within this Commonwealth shall be guilty of a violation of this act and subject to the penalties imposed by the foregoing provisions of this section

Section 38 Repealer

All acts or parts of acts which are inconsistent herewith are hereby repealed

Section 39 Effective Dates

The provisions of this act requiring a license for sellers sales finance companies and collector-repossessors shall become effective on the first day of October one thousand nine hundred and forty-seven all other provisions of this act shall become effective sixty (60) days after final enactment of this act

On the question,

Will the Senate adopt the report of the Committee of Conference?

SENATE ADOPTS REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 817

Mr. TALLMAN. Mr. President, I move that the Senate adopt the report of the Committee of Conference on House Bill No. 817.

Mr. WALKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Willson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring.
Farrell,	Letzler,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

SENATE BILL No. 578 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time, Senate Bill No. 578, returned from the House with amendments.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 578, entitled:

An Act amending revising and consolidating the laws relating to delinquent county city except of the first and second class borough town township school district except of the first class and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on tax districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws.

which was returned from the House of Representatives with amendments.

The Clerk read the amendments as follows:

Amend the title, page 1 of the title, line 4, by inserting after the word "class" and before the word "and", the following: "and school districts within cities of the second class A"; Amend Article 1, Section 102, page 4, line 5, by striking out after the word "counties", the following: "and of cities of the first class"; Amend Article 1, Section 102, page 4, line 15, by inserting after the word "class" and before the word "borough", the following: "or second class A"; Amend Article 1, Section 102, page 4, line 16, by inserting after the word "class" and before the word

"or", the following: "or school district within a city of the second class A"; Amend Article 1, Section 102, page 5, line 7, by inserting after the word "class" and before the word "or", the following: "or second class A"; Amend Article 1, Section 102, page 5, line 9, by inserting after the word "class" and before the word "to", the following: "or a school district within a city of the second class A"; Amend Article 1, Section 102, page 5, line 11, by inserting before the word "shall", at the beginning of the line, the following: "or the school district"; Amend Article 1, Section 102, page 5, line 13, by inserting after the word "city" and before the word "has", the following: "or the Board of Directors of the school district"; Amend Article 1, Section 102, page 5, line 17, by inserting after the word "city" and before the word "may," the following: "and any such school district"; Amend Article 1, Section 102, page 5, line 19, by striking out after the word "council" and before the word "has", the following: "the city"; and inserting in lieu thereof, the following: "or of the board of directors the city or school district as the case may be"; Amend Article 1, Section 102, page 6, line 2, by inserting after the word "city's" and before the word "delinquent", the following: "or school district's; Amend Article 1, Section 102, page 6, line 3, by inserting after the word "act" at the end of the line, the following: "provided further that this act shall not apply in any county the county commissioners of which shall during the month of January one thousand nine hundred forty-eight adopt a resolution electing not to accept the provisions of this act but to continue to collect its delinquent taxes sell real estate and hold tax sales under and in accordance with existing laws"; Amend Article 1, Section 314, page 29, by inserting after the word "proceed" and before the word "to", the following: "by petition to the court of common pleas"; Amend Article 7, Section 703, page 58, line 8, by inserting after the word "made" and before the word "upon", the following: "if requested by the county commissioners taxing district or trustee which delivered possession thereof to the bureau in the same manner as if said property was being sold at a first sale on a tax claim as provided in articles III and VI and if no such request is made"; Amend Article 7, Section 703, page 59, line 2, by inserting after the word "whatsoever", the following: "it is the intent of this section that where said property is exposed to a first public sale at the request of the county commissioners or trustee as above provided but is not sold because of insufficient bid the property shall thereafter be sold by order of court not later than the first day of June one thousand nine hundred fifty-one freed and discharged from all liens and encumbrances as provided under article VI"; Amend Article 8, Section 801, page 59, line 10, by striking out after the word "Repealed," and before the word "The", the following: "Absolutely"; Amend Article 8, Section 801, page 59, line 11, by striking out after the word "repealed," the following: "absolutely" and inserting in lieu thereof, the following: "In so far as they apply to taxing districts coming within the provisions of and operating under this act"; Amend Article 8, Section 801, page 63, by striking out all of lines 6 to 16, inclusive, and inserting in lieu thereof, the following: "the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 535) entitled "An Act providing for the redemption of real property

purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments and prescribing the procedure therefor"

On the question,

will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO SENATE BILL No. 578

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to Senate Bill No. 578.

Mr. WATSON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—50.

Barr,	Frazier,	Lord,	Tarr,
Becker,	Geltz,	Mahany,	Taylor,
Berger,	Haluska,	Mallery,	Tyler,
Blass,	Hare,	Margie,	Wade,
Carr,	Heyburn,	Rahauser,	Wagner,
Chapman,	Holland,	Rosenfeld,	Walker,
Crider,	Homsher,	Ruth,	Watson,
Crowe,	Jaspan,	Scarlett,	Wilson,
Dent,	Kephart,	Snowden,	Wolfe,
DiSilvestro,	Klein,	Stevenson,	Wood, L. H.,
Doehla,	Lane,	Stiefel,	Wood, T. N.,
Donlan,	Leader,	Tallman,	Woodring,
Farrell,	Letzler,		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

PERMISSION TO ADDRESS SENATE

Mr. WADE asked and obtained unanimous consent to address the Senate.

Mr. WADE. Mr. President, my distinguished colleague from Erie—perhaps I should amend that by saying my distinguished colleague who hails from the mud-flats of Erie county—has suggested that we should attempt in some feeble way to pay tribute to these grand lady Senators who have been so faithful to us during this session.

As I begin these remarks, Mr. President, I think of the Englishman who, when invited to a banquet, listened to a distinguished gentleman who raised his glass and gave the toast "to the ladies; the happiest moments of my life were spent in the arm of another man's wife, and this woman was my mother." A few weeks after that, when the Englishman was asked to give a toast, he rose and said, "to the ladies; the happiest moments of my life were spent with another man's wife—by jove, I forget that Man's name."

However, Mr. President, if that story may not be in order, and I am sure it is not in order, I may make some amends by telling of the fine lady from Cumberland county who, when she lost her husband, went down immediately to a memorial dealer and had a beautiful stone selected for him and on which she had inscribed "rest in peace." A few weeks after that, after they had opened the lock box and found his will and discovered he had left his money to

some one else, she hurried back and had inscribed on the stone "—till we meet again."

Mr. President, I do not want to get too far off base, after this very delightful session which has lasted such a short period of time, and I am prompted in saying that, and it is with proper respect and proper recognition, that I rise to pay tribute to these fine ladies who have come here so faithfully.

We move slowly in Pennsylvania and the legislative mills grind very fine. When I first was a member of the House of Representatives I was a little bit impatient with the slowness with which we, the members of the Legislature enacted or changed our laws in Pennsylvania, but over a period of time I have come to think that is a good thing—here are laws that we have existed under or lived under for many years, and at times in this great Keystone State—Pennsylvania has always been the Keystone of Democracy in America—to change these rules and laws too quickly would be out of place and would indicate that we do not have a proper respect and belief in these things that make Pennsylvania great and strong.

With all the sincerity that I possess I want, on behalf of my colleagues, to say a word with respect to these ladies who have so constantly kept our faith in America and in Pennsylvania, and so consistently raised our hope in the future of Pennsylvania and our citizens and always kept in our hearts love and trust in this fine and great Keystone State, the Keystone, the representative of American democracy.

Thank you very much.

PERMISSION TO ADDRESS SENATE

Mr. CARR asked and obtained unanimous consent to address the Senate.

Mr. CARR. Mr. President, I want to add my tribute to the ladies in a little bit of verse of my own composition, which has been in existence for a great many years.

A number of years ago the Superintendent of Schools in our city of Butler came before the Rotary Club and talked on evolution, to the effect that everything that had happened from the time of beginning until that time had been the result of nothing else but evolution.

I happened at that time to be editing a weekly publication and I inserted this little bit of verse in that publication, entitled "Monkey Shines".

MONKEY SHINES

Five hundred thousands years ago,
Or maybe it was one day more;
A monkey sitting in a tree
At his good wife got sore.
He swore he didn't like his state,
He didn't like his tail,
He didn't like his hairy hide,
He'd change them without fail.
And so he started out to be
A man like you and I;
He knew that he could be a man
If only he would try.
And so he evolved off
The tail he used to wear
And started in to evolve
His body bald and bare,

Until his head's like heaven
For there is no parting there.
He evolved till he got
Himself a thinking brain,
Then started in to evolve
Himself right back again,
Or rather, that's what woman did,
He'd treated her so slim
It took her just two shakes to make
A monkey out of him.
She handed him the apple
And he didn't hesitate,
He didn't know the tempter
So he bit right in and ate.
And now most any woman,
Since that sad eventful day,
Can make a monkey out of man
In every kind of way.
L'Envoi:
At least that's how I take it
When I hear professors rave;
I'm just about half monkey
And can't make myself behave.

Copywong 500,000, A. H. (Anno Homini)

By Pithecanthropus Erectus

Translated by J. W. Carr, agent, Butler, Pa.

PERMISSION TO ADDRESS SENATE

Mr. HALUSKA asked and obtained unanimous consent to address the Senate.

Mr. HALUSKA. Mr. President, while we are waiting for the final bill to come over from the House, I would like to take this opportunity to say a very few words with regard to our feelings over here as we come down to the end of this session.

I might say, Mr. President, that this has been a very fine session. I have noticed less bitterness in this session than I have in other sessions; there has been a feeling of friendship.

We hope that most of us will come back again two years hence. As I look at the Senators here assembled I can only find nine men who are now sitting in this body who were here when I first came to the Senate. Some did not choose to run, a number of them have gone to the great beyond, and it makes me feel quite sad to say goodbye to you men because I know full well probably some of us will never meet again. So I do want to say that we on this side of the aisle have really enjoyed your companionship.

I want to say the help has been exceptionally kind. Democrats were treated as well as the Republicans; all the help in the Senate has been very courteous and, speaking personally, for myself, I want to say that throughout the interim the help about this chamber has been very courteous.

I speak especially of the Senate Librarian, who has served all of us in a non-partisan way. Throughout the years Senator Bartlett has been our librarian I must say that he certainly has been a good public servant; I have never yet written to him without getting a reply to my request. He certainly is the type public servant we all wish to see in office. Others have done equally as well but I am in contact with him most.

You, Mr. President, have been very kind to our side of the Senate—I know those were your intentions—you have always made sure we were heard, we were never rapped down and in this session there were no gag rules imposed.

The gentleman from Lehigh, Mr. Tallman, has oftentimes felt a little angry possibly but he has been very courteous and gave all of us our day in court. That is why we have a democracy. So, although we have been in the minority, we have no complaints.

A great many of us, when the session opened, were somewhat alarmed about the Republican State Chairman, our President pro tempore, who, at that time was in the hospital, and I am sure that all of us watched the papers closely, hoping for his quick recovery. On behalf of our members I thank the floor leader on the other side of the aisle and all the members for the courtesy extended throughout this hectic session.

PERMISSION TO ADDRESS SENATE

Mr. FRAZIER asked and obtained unanimous consent to address the Senate.

Mr. FRAZIER. Mr. President and members of the Senate, I feel constrained to say a few words to you in these dying days of this Session.

I had been retired from this Senate for twelve years, having been defeated in the fall of 1934 by 1,328 votes, by a Democrat who had been here for twelve years. I had served eight.

On the fourteenth of January, 1946, I was resting very happily and very comfortably in my private office, with no thought of coming back into political life again. My county leader, my personal friend, with great powers of persuasion, on the fifteenth of January tried to persuade me to run again. I tried to say no. I said I was happy, I could now get away in the winter and I did not want to get back in this racket I had been in for eight years, where every high pressured salesman in America would be pulling at my lapel, but I was persuaded, and after a strenuous campaign I was re-elected to the Senate.

And once, after I had accepted his invitation to run, I was very happy, and I say now to you men in this Senate that I have never had the pleasure before of serving with such a fine type of self-sacrificing men, who have given of their time and their energy—I have been dumbfounded at the time they spend in caucus in discussing bills and in consideration of matters before them, and I can not realize how the leaders of this body are able to devote the time they do, day and night—and I speak from the floor leader right straight down the line—of all of these men who have been in conferences.

And I want to say to you it has been the most pleasant winter of my life—I did not get to Florida and I worked like a slave and I got others to run my office at home while I have been up here watching these fellows work—but I feel it would be very remiss on my part if I did not say publicly what I have said many times privately, that I believe the Senate of Pennsylvania, as now constituted, has the finest body of honest, industrious, real thinking men with only one object in life, and that goes for both sides—we may think along different lines but the only ambition I have seen of the Republicans and the

Democrats in this Senate has been to put through such legislation as they think would be for the best interests of Pennsylvania. And I find that it does not matter who sponsors a bill, if it is a good bill and for the benefit of all, it does not matter whether it is Republican or Democratic, it gets the same consideration, and I think that is the finest evidence of—I was going to say Democracy but I will say of the American way of life.

PERMISSION TO ADDRESS SENATE

Mr. TALLMAN asked and obtained unanimous consent to address the Senate.

Mr. TALLMAN. Mr. President while we are paying tribute to the ladies, the people on the floor and off the floor, I feel I would be a little bit remiss if I did not add just a word.

I want to pay my very high compliment, and I am certain the high compliments of the men who sit on this side of the Chamber, to the distinguished Lieutenant Governor and say to him that we have nothing but the highest praise for him and warm feeling for the manner in which he has conducted his duties in the Senate and for having built a very fine fellowship and camaraderie with him during this session.

I have paid my respects to my colleagues on this side of the chamber prior to this time, but I want to say again that I have enjoyed the work that I have been able to do with them during the entirety of this session and to thank them for having worked with me so well and so hard during the entire session.

I also want to pay my respects and my compliments to the gentlemen on the other side of this Chamber. While during this session we have had many disagreements, in varying degrees of bitterness, through it all we have only reflected differences in political thinking. The reasons for the differences have not been the same, the ideas have not been the same, but in our different ways of thinking the gentlemen on the other side, for their party, and we on this side for our party, have endeavored to do the best that we could and so produce the best kind of legislation that it was possible to produce. Such differences of opinion will certainly, I hope, always remain in this Chambers because they reflect the fundamental rightness of this form of government under which we live.

And then, too, I would like to compliment the employees of the Senate, and particularly the officials of the Senate at the desk, and the people who have helped us so much in and about the actual work of this Senate, on the front desk as well as those folks who have served us so well in the cloak rooms and in all the other functions of this Senate.

I know too, for me, it has been a very happy privilege, as I know it has been for every man in this chamber, to renew acquaintances with men who have been here before, to make the acquaintance of those men who have joined us in this session for the first time, and it is my earnest hope we will all have the opportunity to be together again.

REMARKS BY THE PRESIDENT

The PRESIDENT. I would like to say to the members

of the Senate, before we take final action to adjourn sine die, that I appreciate all the kindness and consideration you have shown me, not only while I was in the chair but also while associating with you in caucus and at our various other gatherings.

I also want to thank the employes and the officials of the Senate for their kind treatment and consideration. Coming in here new in January, I realized that most of you had more experience in this chamber than I had, but I do feel now, when we are about the close, I am one of you, and, knowing I have another session to serve on my term, I know I will see a great many of you back again and I trust our friendship will continue as it has in this session.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 569, entitled:

An Act to further amend section eleven of the act approved the sixth day of August one thousand nine hundred forty-one (P. L. 861) entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth establishing the 'Pennsylvania Board of Parole' conferring and defining its jurisdiction duties powers and functions including the supervision of persons placed upon probation in certain designated cases providing for the method of appointment of its members regulating the appointment removal and discharge of its officers clerks and employes dividing the Commonwealth into administrative districts for purposes of parole fixing the salaries of members of the board and of certain other officers and employes there of making violations of certain provisions of this act misdemeanors providing penalties therefor and for other cognate purposes and making an appropriation" by increasing the compensation of district supervisors in counties of the first and second class.

Senate Bill No. 578, entitled:

An Act amending revising and consolidating the laws relating to delinquent county city except of the first and second class borough town township school district except of the first class and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on tax districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws

Senate Bill No. 717, entitled:

An Act making an appropriation to the Department of Public Instruction for use at the State Teachers' Colleges for payment of the costs of repairs, alterations, replacements and improvements to existing plant facilities and equipment, for the purchase or replacement of equipment, furnishings, and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto.

Senate Bill No. 852, entitled:

An Act to provide revenue for public school purposes in school districts of the first class; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; imposing duties on county assessing authorities, boards of revision of taxes, receivers of school taxes; imposing duties on and providing for compensation to certain county treasurers; and providing penalties.

Senate Bill No. 869, entitled:

An Act to provide revenue for school districts of the first class by imposing a mercantile license tax on persons engaging in certain occupations and businesses therein and providing for its collection providing for the issuance of mercantile licenses upon the payment of fees therefor imposing powers and duties on Boards of Public Education Receiver of School taxes School Treasurer and School Controller in such district and providing penalties.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

HOUSE MESSAGE

AMENDMENT TO HOUSE BILL No. 896 RECALLED FROM THE GOVERNOR

The Clerk of the House of Representatives being introduced, presented for concurrence House Bill No. 896, entitled:

An Act to further amend section one of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," increasing the compensation and mileage allowance of members of the General Assembly.

Said bill having been recalled from the Governor for amendment, the votes had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

HOUSE BILL No. 896 CALLED UP

Mr. TALLMAN. Mr. President, I call up for consideration at this time, House Bill No. 896.

BILL ON CONCURRENCE IN HOUSE AMENDMENTS RECALLED FROM THE GOVERNOR

Agreeably to order,

The Senate resumed the consideration of House Bill No. 896, entitled:

An Act to further amend section one of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," increasing the compensation and mileage allowance of members of the General Assembly.

The Clerk read the amendments as follows:

Amend the title, page 1 of the title, by striking out all of lines 1 to 6, inclusive; Amend the title, page 1 of the title, line 7, by striking out before the word "providing", the following: "or parts of this inconsistent therewith" and inserting in lieu thereof, the following: "to further amend section one of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled 'An act to fix the salary and mileage of the members of the general assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith'";

Amend the title, page 1 of the title, line 7, by striking out after the word "providing" and before the part-word "ex-", the following: "a monthly" and inserting in lieu thereof, the following: "an"; Amend the title, page 1 of the title, line 8, by inserting after the part-word "pense" and before the word "allowance", the following: "and clerical"; Amend Section 1, page 3, by striking out all of lines 4 to 8 inclusive, and inserting in lieu thereof, the following: "Section one of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the general assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" as last amended by the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 999) is hereby further amended to read as follows

Section 1 Be it enacted &c That the salary of the members of the general assembly shall be three thousand dollars (\$3000) for each biennial session and mileage to and from their homes at the rate of five cents per mile circular for each week a member was in actual attendance at the session to be computed by the ordinary mail route between their homes and the capitol of the state the salary of the members of the general assembly shall be five hundred dollars (\$500) and mileage as aforesaid for each special or extraordinary session lasting less than one calendar month and seven hundred and fifty dollars (\$750) and mileage as aforesaid for each special or extraordinary session lasting one calendar month or more and no other compensation shall be allowed whatever except each member of the general assembly shall receive an allowance for clerical assistance and other expenses incurred during his term in connection with the duties of his office the sum of twenty-four hundred dollars (\$2400) for each two year period of service payable six hundred dollars (\$600) on July 1 of each year and six hundred dollars (\$600) on November 30 of each year commencing July 1 one thousand nine hundred and forty-

seven [one hundred and fifty dollars (\$150) in postage for each regular biennial session and fifty dollars (\$50) for each special or extraordinary session]

Amend Section 2, page 3, by striking out all of lines 11 to 13, inclusive; Amend Section 3, page 3, line 14, by striking out after the word "Section" and before the word "the", the following: "3", and inserting in lieu thereof, the following: "2".

On the question,

Will the Senate concur in the same?

SENATE CONCURS IN AMENDMENTS MADE BY THE HOUSE TO HOUSE BILL No. 896

Mr. TALLMAN. Mr. President, I move that the Senate do concur in the amendments made by the House to House Bill No. 896.

Mr. WALKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Barr,	Farrell,	Letzler,	Tallman.
Becker,	Frazler,	Lord,	Tarr,
Berger,	Geltz,	Mahany,	Tyler.
Blass,	Haluska,	Mallery,	Wade.
Carr,	Hare,	Margie,	Wagner,
Chapman,	Holland,	Rahausser,	Walker,
Crider,	Homsher,	Rosenfeld,	Watson,
Crowe,	Jaspan,	Ruth,	Wilson,
Dent,	Kephart,	Scarlett,	Wolfe,
DiSilvestro,	Klein,	Snowden,	Wood, L. H.,
Doehla,	Lane,	Stevenson,	Wood, T. N.,
Donlan,	Leader,	Stiefel,	Woodring,

NAYS—1

Heyburn.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT OF THE CHIEF CLERK ON COMPARING BILLS

Mr. HEYBURN. Mr. President, on behalf of the Chief Clerk, I desire to report having compared and found correct bills numbered and entitled as follows as having passed both branches of the Legislature and signed by the presiding officers thereof:

Senate Bill No. 1, entitled:

An Act to further amend section three hundred forty-one of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance, exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," further defining and amplifying the powers of foreign insurance companies with relation to real property in this Commonwealth.

Senate Bill No. 2, entitled:

An Act to further amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," repealing sections four hundred four, four hundred five, and four hundred six thereof, and adding new sections restating and changing requirements relating to the investment of the capital reserves and surplus of and relating to the real estate which may be held by life insurance companies; and authorizing agreements between or among insurance companies concerning ownership and control of real estate owned by such companies or by corporations the stock of which is held or to be acquired by such companies

Senate Bill No. 3, entitled:

An Act to amend subsection A of Section two hundred one of the act approved the fifteenth day of May, one thousand nine hundred and thirty-three, (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations, or private bankers, or of affiliated corporations, associations or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by making further provision respecting the names of banks, bank and trust companies, and trust companies.

Senate Bill No. 7, entitled:

An Act making an appropriation to the National Farm School at Doylestown, Pennsylvania.

Senate Bill No. 9, entitled:

An Act to amend section one of the act, approved the twenty-seventh day of March, one thousand nine hundred twenty-nine (P. L. 84), entitled "An act to fix the fees to be charged by coroners in counties of the second class," increasing fees to be charged.

Senate Bill No. 10, entitled:

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries.

Senate Bill No. 21, entitled:

An Act to further amend section one of the act, approved the eleventh day of May, one thousand eight hundred eighty-nine (P. L. 188) entitled "A further supplement to an act, entitled 'An act to establish a board of wardens for the Port of Philadelphia, and for the regu-

lation of pilots and pilotage, and for other purposes,' approved March twenty-ninth, one thousand eight hundred and three, and for regulating the rates of pilotage and number of pilots," further regulating the rates of pilotage.

Senate Bill No. 22, entitled:

An Act to amend section one of the act, approved the seventeenth day of May, one thousand nine hundred twenty-nine (P. L. 1798, No. 591), entitled "An act providing a fixed charge, payable by the Commonwealth on lands acquired by the State and Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks, and the distribution of the same for county, school, township, and road purposes, in the counties, school districts, and townships where such forests are located; and making an appropriation," increasing the amounts which the counties will receive from the State for forest reserves.

Senate Bill No. 26, entitled:

An Act to further amend section thirty of the act approved the eleventh day of May, one thousand nine hundred twenty-one, (P. L. 522), entitled, as amended "An act relating to dogs, and the protection of live stock, poultry, and game birds raised in captivity from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock, poultry, and game birds by dogs, and for live stock killed by or dying from, rabies, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city borough, town, and township officers and employees, directing the payment of all moneys collected into the State Treasury; and providing penalties," increasing the maximum amounts of payments by the State in certain cases.

Senate Bill No. 28, entitled:

An act to amend the act approved the fifth day of May one thousand nine hundred twenty-one (P. L. 420) entitled 'An act to supplement an act entitled "An act authorizing the erection and construction by counties of memorial halls in memory of the soldiers sailors and marines of such counties providing for an election to determine whether such hall shall be erected providing for the purchase and condemnation of property for such purposes regulating the use of such halls and providing for the maintenance and care of the same by a board of control at the expense of the county" approved the seventeenth day of March one thousand nine hundred and twenty-one by providing for the planting of memorial trees and prescribing penalties' by further providing for the planting of memorial trees by certain political subdivisions."

Senate Bill No. 29, entitled:

An Act to amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class and amending, revising and consolidating the law relating thereto," by further providing for the planting of memorial trees by such cities.

Senate Bill No. 33, entitled:

An Act making an appropriation to the Department of Forests and Waters for the permanent improvement and development of the Delaware Division of the Pennsylvania Canal.

Senate Bill No. 34, entitled:

An Act to validate certain acknowledgments made by any person while on active duty with the armed forces of the United States, and to regulate the effect thereof.

Senate Bill No. 35, entitled:

An Act to validate certain acknowledgments and to regulate the effect thereof.

Senate Bill No. 38, entitled:

An Act to further amend sections one and two of the act approved the thirty-first day of May, one thousand eight hundred and ninety-three, (P. L. 188), entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance and protesting of bills, notes, drafts, checks and other negotiable paper on such days" by making Saturdays bank holidays under certain conditions, and repealing inconsistent laws.

Senate Bill No. 41, entitled:

An Act to further amend section eight of the act approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "An act to regulate the sale and delivery of solid fuel, as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; authorizing substitute licensed weighmasters; imposing certain duties on the Department of Internal Affairs; and providing penalties." increasing the penalties for violations thereof

Senate Bill No. 47, entitled:

An Act to amend Section 8 of the act approved the first day of June one thousand nine hundred and forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of a similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties" by making further provision respecting the filing of chattel mortgages in prothonotaries' offices

Senate Bill No. 49, entitled:

An Act providing that the statement of registration issued to electors and his signed declaration of age shall be sufficient proof of age for the purchase of alcoholic beverages prohibiting transfers thereof and false statements imposing penalties and saving from prosecution licensees serving holders of such statements making such declaration

Senate Bill No. 50, entitled:

An Act to further amend section eight of the act approved the twenty-first day of May one thousand nine hundred thirty-seven (P. L. 774), entitled "An act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for the construction, operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a

point at or near Irwin in Westmoreland County; providing for the creation of the Pennsylvania Turnpike Commission, and conferring powers and imposing duties on said commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth, payable solely from tolls, to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repairs of the turnpike; making such bonds exempt from taxation; constituting such bonds legal investments in certain instances; prescribing conditions upon which such turnpike shall become free; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds, by providing for the facsimile signatures of the Governor and the chairman of the commission and a facsimile of the official seal of the commission upon bonds issued by the Pennsylvania Turnpike Commission."

Senate Bill No. 51, entitled:

An Act providing for the observance of September fourteenth of each year as National Anthem Day.

Senate Bill No. 56, entitled:

An Act to further amend section one thousand one hundred twenty-six of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by further providing for the appointment of assistant county superintendents.

Senate Bill No. 66, entitled:

An Act making a deficiency appropriation to the Pennsylvania Institution for the Deaf at Mount Airy Philadelphia Pennsylvania

Senate Bill No. 72, entitled:

An Act to further amend section three hundred twenty of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the law relating thereto," by providing for the payment of retirement allowances to widows of deceased county employes and for crediting employes with time heretofore or hereafter spent in military service in time of war or national emergency in counties of the second class.

Senate Bill No. 78, entitled:

An Act to further amend clauses (k) (s) and (y) of section four and to reenact and further amend section three hundred one of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensa-

tion providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties' providing for modification of the manner in which employers contribution rates are determined and for a lag between the period on which contribution rates are based and the rate period and placing experience rating on a permanent basis

Senate Bill No. 79, entitled:

An Act to further amend section four of the act, approved the twentieth day of May, one thousand nine hundred fifteen (P. L. 566), entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities, and all county or other public employees, if any, paid by appropriation of the city councils thereof, and out of the treasury of said cities; and regulating the administration and the payment of such pensions," providing an optional increase in payments by certain former employees and increasing the maximum monthly pension payments in such cases.

Senate Bill No. 83, entitled:

An Act authorizing the judges of the courts of common pleas to create mental clinics for the examination of persons charged with the commission of criminal offenses prior to trial and of convicted persons prior to the imposition of sentence and of children charged with delinquency providing for the creation of joint mental clinics among the several counties and imposing the costs of maintaining and operating such clinics upon the county or counties creating the same and providing for the establishment by the Department of Welfare of such clinics and making the same available to the courts in counties where no clinics have been established.

Senate Bill No. 87, entitled:

A Supplement to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process, and providing penalties," permitting certain State employees who during the war were loaned to the United States Government and who have now returned to State employment, to pay into the retirement fund the amount of the contribution: they would have made during such period with interest and prescribing how the Commonwealth shall build up the necessary State annuity reserves.

Senate Bill No. 89, entitled:

An Act to further amend the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus,

police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," as amended, by revising and changing the provisions of said act relating to the times of registering electors before the municipal election, comparing and correcting general and district registers, preparing preliminary street lists and street lists.

Senate Bill No. 90, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations real estate brokers, rental agencies and boards of school directors; and imposing penalties" as amended, by revising and changing the provisions of said act relating to the times of registering electors before the municipal election, comparing and correcting general and district registers and preparing preliminary street lists and street lists.

Senate Bill No. 91, entitled:

An Act to further amend the act approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers rental agents, and boards of school directors; imposing penalties, and repealing existing legislation," as amended, by revising and changing the provisions of said act relating to the times of registering electors before the municipal election, and comparing and correcting the general and district registers.

Senate Bill No. 92, entitled:

An Act to further amend the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "An act to provide for the permanent personal registration of electors in boroughs, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the

powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," as amended, by revising and changing the provisions of said act relating to the times of registering electors, and comparing and correcting the general and district registers.

Senate Bill No. 93, entitled:

An Act to further amend the act approved the third day of June, one thousand nine hundred thirty-seven, (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," further regulating the filing of nomination petitions and nomination papers; the withdrawal of nominated candidates; the payment of fees by persons nominated at primary elections; the filing of substitute nomination certificates to fill vacancies caused by the withdrawal of candidates, and further regulating the date of the primary election.

Senate Bill No. 94, entitled:

An Act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County; certain associate judges not learned in the law and repealing certain acts inconsistent herewith.

Senate Bill No. 96, entitled:

An Act to amend section nine hundred three of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of bank-corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporations, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," changing the requirements relating to withdrawal of joint deposits.

Senate Bill No. 100, entitled:

An Act to further amend the act approved the twenty-eighth day of May one thousand nine hundred fifteen (P. L. 596) entitled "An act requiring cities of the second class to establish a pension fund for employees of said cities and regulating the administration and the payment of such pensions" by further regulating the administration and payment of such pensions in certain cases.

Senate Bill No. 101, entitled:

An Act to add section twenty point one to the act, approved the twenty-third day of May, one thousand nine hundred seven (P. L. 206), entitled "An act to regulate and improve the civil service of the cities of the second class in the Commonwealth of Pennsylvania; making violations of its provisions to be misdemeanors, and providing penalties for violations thereof," further regulating the manner of reducing the number of employees in certain cases.

Senate Bill No. 102, entitled:

An Act providing for the adjustment and settlement by the Department of Public Assistance of certain legal and moral claims against the Commonwealth arising out of contracts with the former State Emergency Relief Board for the slaughter of drought cattle and making an appropriation.

Senate Bill No. 104, entitled:

An Act to amend section three of the act approved the fifteenth day of May, one thousand nine hundred forty-five (P. L. 526), entitled "An act relating to the use of trailing cables on portable electric machinery in coal mines; providing for the health and safety of persons employed therein, and for the protection and preservation of property connected therewith, and for the inspection of such equipment by the Department of Mines," providing for additional grant of time within which to conform to the requirements thereof; and validating actions of the Secretary of Mines and the Department of Mines.

Senate Bill No. 109, entitled:

An Act to amend section one of the act, approved the tenth day of April one thousand nine hundred forty-five (P. L. 187), entitled "An act to provide for the receiving, as evidence in any court, office, or other place in this State, official findings, records, reports, or certified copies thereof, of death, presumed death, missing or other status issued by the Secretaries of War and Navy, and other Federal officers and employees," providing that official statements of missing in action shall be prima facie evidence of death of the person therein named.

Senate Bill No. 114, entitled:

An Act to amend section six of the act approved the twenty-ninth day of May one thousand nine hundred forty-five (App. Act page 40) entitled "An act making an appropriation out of the Motor License Fund to the Joint State Government Commission of the General Assembly to make a thorough and impartial study to develop a sound and scientific financial highway program for the Commonwealth and the political subdivisions and an equitable basis for State aid to local governments for highway purposes authorizing consultation with research organizations of recognized national standing and defining its powers and duties" extending provisions thereof until next regular session of the General Assembly.

Senate Bill No. 130, entitled:

An Act to further amend the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commis-

on election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" by changing the provisions of said act as to the registration of electors before municipal elections the correction of registers and the preparation of street lists

Senate Bill No. 136, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art, Philadelphia.

Senate Bill No. 139, entitled:

An Act to add section nineteen point one to the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626), entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by providing for the acceptance of said act by cities.

Senate Bill No. 146, entitled:

An Act to further amend subsection (b) and to amend subsection (d) of section four hundred twelve of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth; courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising, and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," making further provisions for the compensation of judges, inspectors, clerks, and machine inspectors at primaries and elections.

Senate Bill No. 148, entitled:

An Act to amend the act approved the fifth day of June, one thousand nine hundred thirty-seven (P. L. 1703), entitled "An act relating to criminal prosecutions; limiting the effect of demurrers by defendants at the close of the cases of the Commonwealth," providing for the disposition or cases where evidence has been improperly admitted and the court has failed to sustain the demurrer at the close of the Commonwealth's case.

Senate Bill No. 152, entitled:

An Act to reenact clauses six, seven, twenty and twenty-three of section two of the act approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 1053), entitled "An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations, and persons; providing for the regulation of public utilities, including, to a limited extent, municipalities engaging in public utility business, by prescribing, defining, and limiting their duties, powers and liabilities, and regulating the exercise, surrender, or abandonment of their powers, privileges, and franchises; defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle; conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons, associations, companies, and corporations, including, to a limited

extent, municipal corporations subject to this act, and administering the provisions of this act; authorizing the commission to fix temporary rates; placing the burden of proof on public utilities to sustain their rates and certain other matters; authorizing a permissive or mandatory sliding scale method of regulating rates; providing for the supervision of financial and contractual relations between public utilities and affiliated interests, and supervision and regulation of accounts and securities or obligations issued, assumed or kept by persons, associations, companies, corporations or municipal corporations subject to this act; conferring upon the commission power to vary, reform, or revise certain contracts; conferring upon the commission the exclusive power to regulate or order the construction, alteration, relocation, protection, or abolition of crossings of facilities of public utilities, and of such facilities by or over public highways, to appropriate property for the construction or improvement of such crossings, and to award or apportion resultant costs and damages; authorizing owners of such property to sue the Commonwealth for such damages; providing for ejectment proceedings in connection with the appropriation of property for crossings; conferring upon the commission power to control and regulate budgets of public utilities; imposing upon persons, associations, companies and corporations (except municipal corporations) subject to regulations, the cost of administering this act; prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action; giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings; prescribing penalties, fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission, and the procedure for enforcing such fines and penalties; and repealing legislation supplied and superseded by or inconsistent with this act," as amended, exempting from the provisions thereof motor vehicles engaged in the transportation of logs, or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals.

Senate Bill No. 155, entitled:

An Act to amend section one of the act approved the twelfth day of June, one thousand nine hundred twenty-three (P. L. 692, No. 268), entitled "An act fixing the salary of county commissioners in counties of the first class," increasing such salary.

Senate Bill No. 156, entitled:

An Act making a deficiency appropriation to the Pennsylvania School for the Deaf at Mount Airy, Philadelphia, Pennsylvania to cover the deficiency accumulated up to May 31, 1945.

Senate Bill No. 166, entitled:

An Act to amend section one thousand two hundred nine point one of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue, and repealing all laws, general, special or local or any parts thereof, that are or may be inconsistent therewith," authorizing additional temporary salary increases, and the appropriation, used and temporary loans therefor; and validating such increases heretofore made.

Senate Bill No. 169, entitled:

An Act authorizing the arbitration of inheritance taxes when there are conflicting claims as to the domicile of the decedent, and making uniform the law relating thereto.

Senate Bill No. 170, entitled:

An Act authorizing the compromise of inheritance taxes when there are conflicting claims as to the domicile of the decedent and making uniform the law relating thereto.

Senate Bill No. 172, entitled:

An Act directing the Department of Military Affairs to select, procure, award, and provide for the furnishing of certain service medals.

Senate Bill No. 174, entitled:

An Act to amend clause XLVIII of section one thousand five hundred two of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled, "An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto," further regulating garbage and treatment works.

Senate Bill No. 189, entitled:

An Act to amend section one of the act, approved the sixth day of April, one thousand nine hundred forty-five (P. L. 164) entitled "An act authorizing and empowering minors seventeen years of age, or older, to contract for and to make loans in accordance with the provisions of the act of Congress, known as the "Servicemen's Readjustment Act of 1944," or any agency of the Commonwealth hereafter created, and saving and relieving the parents, guardians and trustees of such minors from any liability therefor, unless joining therein," authorizing minor spouses of minors to join in the execution of certain contracts and prohibiting the disaffirmance of such contracts on the grounds of minority.

Senate Bill No. 193, entitled:

An Act relating to judgments; providing for the lien thereof, and the duration and revival of such liens; prescribing the circumstances under which executions to enforce payment of judgments may be levied on real property; and imposing duties on prothonotaries, sheriffs, and other court and county officers.

Senate Bill No. 194, entitled:

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation not authorized to transact business in Pennsylvania, and heretofore conveyed to a citizen or citizens of the United States or a corporation authorized to hold such real estate.

Senate Bill No. 196, entitled:

An Act to further amend section six of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by changing the requirements for the appointment of general officers.

Senate Bill No. 202, entitled:

An Act to further amend section two thousand three hundred twenty of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commis-

sions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," increasing amount of money available for treatment of blind persons in certain cases and empowering the State Council for the Blind to supply certain medical training and employment services to certain blind persons.

Senate Bill No. 217, entitled:

An Act to amend subsection (d) of section two and section eight of the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1108) entitled "An act authorizing the establishment construction and maintenance of limited access highways and local service highways and providing for closing certain highways providing for the taking of private property and for the payment of damages therefor providing for sharing the costs involved and for the control of traffic thereover providing penalties and making an appropriation" providing a uniform method of condemnation and payment of damages in boroughs and cities.

Senate Bill No. 218, entitled:

An Act to further amend the first paragraph of section nine hundred seventy-six of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by further providing procedure for rejection of nomination petitions, papers or certificates.

Senate Bill No. 219, entitled:

An Act to add section eight hundred twelve to the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," providing that where members of a political party are appointed or elected to represent the members of such party in an election district, said members shall constitute a political committee for such district.

Senate Bill No. 220, entitled:

An Act to further amend sections twelve, thirteen and fourteen of the act, approved the twenty-second day of June, one thousand nine hundred thirty-five (P. L. 414), entitled, as amended, "An act to provide revenue for State purposes; imposing taxes upon certain classes of personal property; providing for the assessment, collection, and lien of the same, and the distribution of the proceeds thereof; imposing duties on executors, administrators,

registers of wills, recorders of deeds, prothonotaries, and court clerks, and on persons, copartnerships, associations, banks, national banks, trust companies, and other corporations receiving deposits of money, and on certain corporations and limited partnerships; conferring powers and imposing duties on certain State officers and departments; imposing penalties; and making an appropriation," by extending the time for payment of the tax without interest in certain cases; staying execution of certain liens in certain cases; and requiring the board to issue certificates of credit for overpayment in certain cases.

Senate Bill No. 221, entitled:

An Act to add section sixteen point one to the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," by extending the time for payment of the tax without interest in certain cases; staying distraint or execution on such taxes; and requiring counties to make certain refunds.

Senate Bill No. 231, entitled:

An Act to amend the title and Section 1 of the act approved the sixteenth day of May, one thousand nine hundred and forty-five, (P. L. 594, Number 249), entitled "An act authorizing and empowering any corporation for profit, heretofore or hereafter organized under any general or special law of this Commonwealth, by action of its board of directors to make contributions out of its income in any taxable year for public and charitable purposes to the extent authorized, approved or ratified by the by-laws of such corporation or by resolution of its shareholders; and ratifying certain contributions," by removing certain limitations upon the power of corporations to make contributions for charitable purposes.

Senate Bill No. 232, entitled:

An Act to amend Subsection 16 of Section 302 of the act approved the fifth day of May, one thousand nine hundred and thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," by removing certain limitations upon the power of corporations to make contributions for public and charitable purposes.

Senate Bill No. 233, entitled:

An Act to further amend section five hundred four of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto," requiring submission of all plans for public improvements to the county

planning commissions for approval and prohibiting the recording of plans and sales of lots before their approval under penalties

Senate Bill No. 234, entitled:

An Act to amend section fifteen of the act approved the seventeenth day of July one thousand nine hundred thirty-five (P. L. 1092) entitled "An act defining fraternal benefit societies and their status authorizing such societies to create subordinate lodges and to pay benefits to members and their beneficiaries from funds collected and regulating such benefits and collections providing for the organization and incorporation of such societies and for their supervision regulation and examination by the Insurance Commissioner and for the admission of foreign societies designating tables of mortality as a basis for rates of contribution requiring all societies to make annual and other reports and appointing the Insurance Commissioner as attorney for service of process providing penalties for any violations of the act exempting such societies from taxation and certain other societies from its provisions and requiring beneficial associations other than fraternal benefit societies to report to and be supervised by the Insurance Commissioner and repealing existing laws" by further providing for the investment of funds by domestic societies

Senate Bill No. 235, entitled:

An Act to establish The Brandywine Battlefield Park Commission and to authorize the acquisition, by purchase, condemnation or gift, of lands for the establishment of the Brandywine Battlefield Park; providing for the control, management, and supervision of the property to be acquired for such park by such commission; authorizing the commission to make and to enforce rules and regulations for its preservation, development and visitation; and making appropriations.

Senate Bill No. 239, entitled:

An Act to amend the last paragraph of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-three (P. L. 1433) entitled "An act defining the powers of the courts of quarter sessions the Municipal Court of Philadelphia and the County or Juvenile Court of Allegheny County with respect to the care guidance control trial placement and commitment of delinquent dependent and neglected children under sixteen years of age and of persons over sixteen years of age contributing to or encouraging the delinquency neglect and dependency of children and amending revising and consolidating the law relating thereto" further defining liability for support of children in private homes foster homes children's homes and institutions and providing for the enforcement thereof."

Senate Bill No. 240, entitled:

An Act to amend the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, record-

ers of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitation on acts of corporations authorized to engage in the banking business.

Senate Bill No. 241, entitled:

An Act to amend section 3 of the act approved the thirty-first day of May, one thousand nine hundred and twenty-three, (P. L. 468), entitled "An act concerning liability for participation in breaches of fiduciary obligations, and to make uniform the law with reference thereto," by making provisions concerning the registration or transfer of securities to or by nominees of fiduciaries.

Senate Bill No. 242, entitled:

An Act to further amend subsection B, of section one thousand one hundred nine of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and duties, and limitations upon powers of corporations and persons authorized to engage in a banking or fiduciary business, or both.

Senate Bill No. 244, entitled:

An Act providing for the establishment of temporary college centers in cooperation with certain accredited colleges and universities to meet certain educational needs of veterans and others; creating the Area College Center Commission, a temporary departmental administrative commission in the Department of Public Instruction and defining its powers and duties; providing for the creation of certain local committees and defining their powers and duties; and making certain appropriations.

Senate Bill No. 245, entitled:

An Act making certain appropriations to the Department of Public Instruction for the payment of the cost of conducting certain college courses and classes for the fiscal biennium ending May thirty-first one thousand nine hundred forty-seven

Senate Bill No. 246, entitled:

An Act relating to trusts heretofore or hereafter created primarily for the benefit of employees under any stock bonus, pension, disability or death benefit, profit-sharing or other employee-benefit plan, and the application with respect thereto of any statute or rule of law against perpetuities, accumulations, or the suspension of the power of alienation.

Senate Bill No. 250, entitled:

An Act permitting certain personnel, of State-owned mental hospitals to certify as to the condition of mental patients in lieu of attendance in person before any court in certain cases.

Senate Bill No. 253, entitled:

An Act concerning liens of factors on merchandise and on any proceeds arising from the sale of such merchandise, and defining "factor" as one that lends or advances money on the security of merchandise whether or not employed to sell such merchandise.

Senate Bill No. 254, entitled:

An Act to amend the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 289) entitled "An act relating to nonprofit corporations defining and providing for the organization merger consolidation and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and members prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the first class within the provisions of this act prescribing the terms and conditions upon which foreign nonprofit corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas prothonotaries of such courts recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" regulating the establishment and maintenance of common trust funds by nonprofit corporations.

Senate Bill No. 255, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" authorizing second class counties to acquire land for and erect operate and maintain thereon garbage disposal plants.

Senate Bill No. 259, entitled:

An Act prescribing the fees to be received by registers of wills in counties of the fifth, sixth, seventh, and eighth class.

Senate Bill No. 260, entitled:

An Act prescribing the fees to be received by the clerks of orphans' courts to counties of the fifth, sixth, seventh and eighth class.

Senate Bill No. 263, entitled:

An Act to further amend section two and amend sections three and five of the act approved the eighteenth day of July one thousand nine hundred thirty-five (P. L. 1303) entitled "An act to regulate the sale of certain hypnotic anesthetic and body-weight reduction drugs in the interest of public health" extending requirements as to contents of labels and increasing penalties.

Senate Bill No. 264, entitled:

An Act to further amend section eleven of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, re-

turns, benefits, and rights from taxation and judicial process; and providing penalties," by extending the service allowance of certain employes.

Senate Bill No. 268, entitled:

An Act to amend section three of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1222), entitled "An act providing for the complete medical and dental examination of all children of school age, and teachers and other school employes in the public and private elementary and secondary schools of the Commonwealth; and imposing certain duties upon the Department of Health and the Department of Public Instruction; and making an appropriation," providing that nurses and physicians performing the services required of them in certain schools situated in school districts of the first class shall remain employes of such municipal corporations by whom they are employed.

Senate Bill No. 274, entitled:

An Act authorizing the Secretary of Property and Supplies to sell and convey a certain tract of land and a certain right of way in the Township of Upper Saint Clair, County of Allegheny, Pennsylvania.

Senate Bill No. 282, entitled:

An Act to amend article IX of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations providing for the organization and voluntary dissolution of such associations defining the rights powers duties liabilities and immunities of such associations and of their officers directors shareholders solicitors and other employes prohibiting the transaction of business in this Commonwealth by foreign building and loan associations conferring powers and imposing duties upon the courts recorders of deeds and certain State departments commissions and officers establishing limitations of actions imposing penalties and repealing certain acts and parts of acts" by authorizing building and loan associations to grant chattel mortgages in certain cases.

Senate Bill No. 284, entitled:

An Act to further amend the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties," by imposing an additional penalty.

Senate Bill No. 289, entitled:

An Act to further amend Sections four hundred ten and four hundred eleven of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto", by providing an alternate method for marking

boundary lines of regulated shooting grounds; and authorizing fixing of shooting periods thereon under certain conditions.

Senate Bill No. 293, entitled:

An Act to further amend sections one thousand three one thousand one hundred three one thousand one hundred seven and one thousand eight hundred two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206), entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto," further regulating the powers and duties of township auditors and controllers and the letting of contracts.

Senate Bill No. 309, entitled:

An Act to further amend subsection (e) of section three of the act approved the first day of August one thousand nine hundred forty-one (P. L. 744) entitled "An act requiring school boards in all school districts and boards of directors of all vocational school districts to grant leaves of absence to all school employes who shall volunteer or be called for military or naval service in time of war or during a state of national emergency preserving certain contracts salaries increments retirement rights seniority State lists reemployment authorizing school boards and boards of directors of vocational schools to employ substitutes in contributions and grants to local school boards eligibility places of such employes requiring school districts and vocational school districts to make additional payments rights and privileges of employes granted leaves of absence into the School Employees' Retirement Fund reserving all sense under the provisions herein and superseding or repealing all contrary laws" by providing that former school employes who entered the military or naval service may obtain credit for such period of service when they return to school service.

Senate Bill No. 310, entitled:

An Act to amend section four of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors; courts and various officers of said political subdivisions; and prescribing penalties," requiring taxing districts to pay the premium on corporate bonds of tax collectors in boroughs, towns and townships of the second class; and fixing the time when such tax collectors shall file their bonds.

Senate Bill No. 311, entitled:

An Act to amend section four and subsection (a) of Section ten of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 816), entitled "An act regulating and limiting the rights of slayers in real and personal property and in the benefits from insurance policies arising out of or as a result of the death of the person slain protecting and saving the rights of purchasers and insurers dealing with slayers without notice of the slaying, and repealing certain legislation" by clarifying the wording thereof applicable when the slayer is a devisee, legatee, or appointee under the will of the person slain.

Senate Bill No. 312, entitled:

An Act to amend section seven hundred nineteen and seven hundred twenty of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," fixing the period covered by petitions for hunting foxes with dogs and extending period of field trials.

Senate Bill No. 313, entitled:

An Act to reenact, amend and revise the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103), as amended, entitled "An act concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto."

Senate Bill No. 314, entitled:

An Act to further amend section seven of the act approved the seventh day of August one thousand nine hundred thirty-six (P. L. 106) entitled as amended "An act relating to flood control prescribing the powers and duties of the Water and Power Resources Board of the Department of Forests and Waters in relation to the creation of flood control districts adoption of plans for flood control works and improvements carrying into effect of such plans assistance aid and cooperation with public and private agencies and the Federal Government in Federal flood control works and improvements and entering into compacts and agreements with other states for flood control works and improvements conferring the power of eminent domain providing for the setting off of benefits imposing certain charges upon the Commonwealth providing for appeals and conferring certain powers on municipalities counties and townships and the Department of Highways" permitting the Department of Forests and Waters to use dams lakes reservoirs and adjoining lands acquired for flood control purposes as recreational areas and providing for the installation of flood forecasting and warning systems

Senate Bill No. 315, entitled:

An Act making an appropriation to the Department of Forests and Waters for the acquisition by purchase or condemnation of forest land and the development and use thereof for reforestation for the work of the department with respect to forests and forest land and for the acquisition by purchase condemnation or gift of land buildings or other properties for State parks and for the development thereof for the operation maintenance development and improvement of existing parks for recreation facilities for any flood control purposes including purchase and maintenance of flood forecasting equipment and services and the payment of the employees and expenses of the Flood Control Commission and for stream channel improvement for construction of dams to create lakes and other stream clearance of any type for flood control and for encouragement of proper forest practices by private land owners.

Senate Bill No. 316, entitled:

An Act authorizing the Department of Forests and Waters to provide for stream clearance and stream channel rectifications, to construct and maintain dams reservoirs, lakes and other works and improvements for impounding flood waters and conserving the water supply of the Commonwealth and for creating additional recreational areas; to acquire by purchase, condemnation or otherwise certain lands for such purposes; to construct and maintain flood forecasting and warning systems.

Senate Bill No. 318, entitled:

An Act validating and confirming titles to real estate conveyed by cities of the third class, unless proceedings to attack such sales are instituted within six years after the effective date of this act or within six years after the date of the sale whichever date is earlier.

Senate Bill No. 334, entitled:

An Act to amend the act approved the second day of May one thousand nine hundred forty-five (P. L. 382) entitled "An act providing for the incorporation as bodies

corporate and politic of 'Authorities' for municipalities counties and townships prescribing the rights powers and duties of such Authorities heretofore or hereafter incorporated authorizing such Authorities to acquire construct improve maintain and operate projects and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such Authorities authorizing such Authorities to enter into contracts with and to accept grants from the Federal Government or any agency thereof and conferring exclusive jurisdiction on certain courts over rates" by further providing for the incorporation of such Authorities and further prescribing the rights powers and duties of such Authorities

Senate Bill No. 335, entitled:

An Act to amend section seventeen of the act approved the eighth day of April one thousand nine hundred thirty-seven (P. L. 262) entitled "An act relating to consumer credit in amounts of one thousand dollars (\$1000) or less requiring licenses from the Secretary of Banking restricting licenses to domestic business corporations fixing minimum capital requirements conferring certain powers on the Secretary of Banking limiting interest and other charges providing certain exemptions and imposing penalties" excluding domestic non-profit corporations operated exclusively by and for members of the medical and dental professions from the provisions thereof."

Senate Bill No. 336, entitled:

An Act to amend the title to further amend section two and to amend section seven of the act approved the fourth day of June one thousand nine hundred forty-three (P. L. 386) entitled "An act creating a Municipal Employees' Retirement System for the payment of retirement allowances to officers and employees of political subdivisions and institutions supported and maintained by them and providing for the administration of the same by a board composed of certain state officers and others appointed by the Governor imposing certain duties on the State Employees' Retirement Board and the actuary thereof providing the procedure whereby political subdivisions may join such system and imposing certain liabilities and obligations on such political subdivisions in connection therewith and as to certain existing retirement and pension systems and upon officers and employees of such political subdivisions and institutions supported and maintained by them providing certain exemptions from taxation execution attachment levy and sale and making an appropriation" including employees of municipal authorities within the provisions of the act and prescribing the procedure by which municipal authorities may join the retirement system

Senate Bill No. 337, entitled:

An Act to further amend the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled as amended, "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents; rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; and appraisement of real estate devised at a valuation; the

ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein; the survival of causes of action and suits thereupon by or against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports, and other proceedings, and the fees therefor; appeals in certain cases; and also generally dealing with the jurisdiction powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by permitting the investment of trust funds by fiduciaries in municipality authority bonds meeting certain requirements

Senate Bill No. 338, entitled:

An Act to further amend clause (c) of section three of the act approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "An act to protect the right of employees to organize and bargain collectively; creating the Pennsylvania Labor Relations Board; conferring powers and imposing duties upon the Pennsylvania Labor Relations Board, officers of the State government, and courts; providing for the right of employees to organize and bargain collectively; declaring certain labor practices by employers to be unfair; further providing that representatives of a majority of the employees be the exclusive representatives of all the employees; authorizing the board to conduct hearings and elections, and certifying as to representatives of employees for purposes of collective bargaining; empowering the board to prevent any person from engaging in any unfair labor practice, and providing a procedure for such cases, including the issuance of a complaint, the conducting of a hearing, and the making of an order; empowering the board to petition a court of common pleas for the enforcement of its order, and providing a procedure for such cases; providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order, and establishing a procedure for such cases; providing for an appeal from the common pleas court to the Supreme Court; providing the board with investigatory powers, including the power to issue subpoenas and the compelling of obedience to them through application to the proper court; providing for service of papers and process of the board; prescribing certain penalties," excluding municipal authorities from the definition of employer.

Senate Bill No. 342, entitled:

An Act making an appropriation to the Senate and the House of Representatives to pay the expenses of their committees directed to visit State institutions under the supervision of the Department of Welfare

Senate Bill No. 343, entitled:

An Act to amend sections five hundred twenty-four and two thousand eight hundred one A of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative

officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" further regulating examination and disposition of records imposing duties on and granting powers to the Pennsylvania Historical and Museum Commission and its executive director in regard to the study and preservation of public records and other archival materials and authorizing the commission to procure the advice of experts and to pay for such services

Senate Bill No. 356, entitled:

An Act to further amend section three hundred twelve and section three hundred twenty-four of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by excluding school districts of the first class from the requirement that school orders must be signed by the President or any other member or other officer of the Board.

Senate Bill No. 358, entitled:

An Act providing for and regulating the authority of school districts to purchase supplies and to perform or contract for construction reconstruction repairs and work of any nature.

Senate Bill No. 360, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor, to convey to the Borough of Bristol certain real property located in said Borough.

Senate Bill No. 361, entitled:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employees to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employees to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employees be the exclusive representatives of all the employees authorizing the board to conduct hearings and elections and certify as to representatives of employees for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of

papers and process of the board prescribing certain penalties," increasing salaries of Board members and declaring certain additional labor practices of employers and employees to be unfair.

Senate Bill No. 362, entitled:

An Act to amend section two of the act approved the eleventh day of April, one thousand nine hundred forty-five (P. L. 203), entitled "An act to provide assistance for typhoid fever carriers, and persons having typhoid fever carriers in their households, and imposing certain responsibilities upon the Secretary of Health, the Secretary of Public Assistance, and the Secretary of Welfare in connection therewith," by fixing the date on which financial assistance shall begin.

Senate Bill No. 363, entitled:

An Act to amend further the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," as amended, by changing the method of accounting for advances out of appropriations at the end of a biennium.

Senate Bill No. 364, entitled:

An Act to add sections four hundred ninety-six point five and four hundred ninety-six point six to the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising amending and consolidating the laws relating thereto," by prescribing the procedure and entering into contracts for establishment, operation and maintenance of aviation landing fields and air dromes.

Senate Bill No. 366, entitled:

An Act to amend section five of the act approved the sixteenth day of May one thousand nine hundred forty-five (P. L. 577) entitled "An act for the prevention control and cure of venereal diseases by requiring certain persons to submit to physical examination and blood tests providing for the treatment of certain persons requiring reports to be made to the State Department of Health imposing duties upon and authorizing and directing the Secretary of Health to make rules and regulations and to disseminate certain information regulating the advertisement and restricting the sale of certain drugs and remedies and imposing penalties" authorizing county jails to receive persons under quarantine and providing for reimbursement by the Commonwealth

Senate Bill No. 369, entitled:

An Act to authorize railroad corporations incorporated in this Commonwealth to hold directors' meetings at such place within this Commonwealth, or elsewhere, as appointed by a majority of the directors.

Senate Bill No. 370, entitled:

An Act validating charters of and amendments of the articles of incorporation of certain non-profit corporations incorporated under the Nonprofit Corporation Law.

Senate Bill No. 372, entitled:

An Act to further amend section one thousand twelve and subsection C of section one thousand two hundred ten of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations or private bankers, or of affiliated corporations, associations, or persons, restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State Departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and duties and limitations upon powers of corporations and persons authorized to engage in a banking or fiduciary business or both.

Senate Bill No. 373, entitled:

An Act to further amend section one thousand four hundred twelve of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporations; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and duties and limitations upon powers of corporations and persons authorized to engage in a banking or fiduciary business, or both.

Senate Bill No. 376, entitled:

A Supplement to the act approved the twenty-fifth day of June one thousand nine hundred thirty-one (P. L. 1352) entitled "An act providing for joint action by the Commonwealth of Pennsylvania and the State of New

Jersey in the administration operation and maintenance of bridges over the Delaware River and for the construction of additional bridge facilities across said river authorizing the Governor for these purposes to enter into an agreement with the State of New Jersey creating a Delaware River Joint Toll Bridge Commission and specifying the powers and duties thereof including the power to finance the construction of additional bridges by the issuance of revenue bonds to be redeemed from revenues derived from tolls collected at such bridges transferring to said commission all powers now exercised by existing commission created to acquire toll bridges over the Delaware River and making an appropriation" authorizing the Governor to enter into a supplemental compact or agreement on behalf of the Commonwealth of Pennsylvania with the State of New Jersey amending the Agreement between the Commonwealth of Pennsylvania and the State of New Jersey creating the Delaware River Joint Toll Bridge Commission as a body corporate and politic and defining its powers and duties to enlarge the jurisdiction and power of said commission with respect to the acquisition construction rehabilitation improvement maintenance and operation of bridges across the Delaware River the financing thereof and the fixing charging and collecting of tolls for the use of such bridges and repealing certain acts.

Senate Bill No. 378, entitled:

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent.

Senate Bill No. 381, entitled:

An Act to further amend subsection (f) of section four hundred forty-eight of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," increasing the number of members of The Advisory Health Board, requiring one of such members to be a licensed dentist, and one to be a licensed pharmacist.

Senate Bill No. 382, entitled:

An Act to further amend section two hundred three to add subsection (d) to section four hundred forty-eight and to add a new section one thousand eight hun-

dred ten to the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating as a departmental administrative advisory board in the Department of Forests and Waters the Flood Control Commission prescribing its powers duties and personnel directing cooperation of other governmental agencies and giving jurisdiction to the Dauphin County Court to enforce subpoenas.

Senate Bill No. 383, entitled:

An Act to amend the title and the act, approved the eighth day of April, one thousand nine hundred thirty-seven (P. L. 262), entitled "An act relating to consumer credit in amounts of one thousand dollars (\$1,000) or less; requiring licenses from the Secretary of Banking; restricting licenses to domestic business corporations; fixing minimum capital requirements; conferring certain powers on the Secretary of Banking; limiting interest and other charges; providing certain exemptions; and imposing penalties," by further prescribing the powers of said licensees and the Secretary of Banking; and further regulating the granting of said licenses, and the loans, charges, interest and refunds to be made or collected by such licensees.

Senate Bill No. 385, entitled:

An Act to amend subsection (b) of section four of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institutions districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various officers of said political subdivisions; and prescribing penalties," by providing that where borough taxes are collected by an appointee of council, the council may prescribe the bond that may be required for the borough taxes.

Senate Bill No. 387, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission to prepare a reprint of "Frontier Forts."

Senate Bill No. 391, entitled:

An Act to further amend section seven hundred one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" permitting licenses for temporary possession of game or game flesh to be issued by supervisors or district game protectors and extending such licenses to game birds

Senate Bill No. 393, entitled:

An Act authorizing certain existing beneficial or protective societies, heretofore incorporated, to reincorporate, or to merge and reincorporate, as limited life insurance companies for the purpose of making insurance upon the health of individuals and against personal injury and disablement and death, including endowment insurance, regulating such corporations and limiting the amounts for which such corporations may issue policies.

Senate Bill No. 394, entitled:

An Act to further amend section four hundred nineteen of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by permitting certain additional stock insurance companies to come within the provisions thereof and changing certain capital and surplus requirements.

Senate Bill No. 408, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to accept, on behalf of the Commonwealth, certain real estate comprising the Crispin Cemetery in Philadelphia; and providing for its restoration and maintenance as an historic shrine.

Senate Bill No. 413, entitled:

An Act making an appropriation to the Department of Welfare to reimburse state-aided hospitals for part of the cost of training student nurses in approved schools of nursing.

Senate Bill No. 419, entitled:

An Act validating county treasurers' sales for delinquent taxes where the reports and returns of such sales were not made to the court of common pleas and such sales were not confirmed by the court

Senate Bill No. 428, entitled:

An Act to further amend clause (17) of subdivision (4) of subsection (L) of section four of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by expressly excluding from the definition of "employment" services of certain solicitors agents and salesmen who are compensated on a commission basis.

Senate Bill No. 432, entitled:

An Act to add section one thousand thirty-four to article ten of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) en-

titled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by regulating the operation of motor vehicles using the turnpike or highways under the supervision of the Pennsylvania Turnpike Commission.

Senate Bill No. 433, entitled:

An Act authorizing the Secretary of Property and Supplies to sell and convey a tract of land in Limerick Township Montgomery County Pennsylvania with the approval of the Governor

Senate Bill No. 434, entitled:

An Act to further amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 685), entitled "An act designating certain life insurance companies as limited life insurance companies, and further describing the powers thereof," further describing the powers of limited life insurance companies under certain conditions.

Senate Bill No. 436, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the preservation and permanent casing of battle flags and war relics

Senate Bill No. 437, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the further restoration preservation and improvement of Drake Well Memorial Park birthplace of the petroleum industry.

Senate Bill No. 438, entitled:

An Act to further amend section fourteen of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 414) entitled "An act relating to vital statistics and to make uniform the law with reference thereto" by further changing the conditions under which information or records may be furnished and certified copies of birth certificates issued

Senate Bill No. 439, entitled:

An Act to amend Sub-section (b) of section ten of the act approved the twenty-first day of May one thousand nine hundred and thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distribution to secure permits to file corporate surety bonds and reports and to

retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" and providing a uniform ratio for distribution of the unencumbered balance.

Senate Bill No. 446, entitled:

An Act to further amend section one of the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing that corporations, limited partnerships, and joint stock associations, holding certain taxable securities as mere custodian for the real owner shall not be taxed therefor.

Senate Bill No. 447, entitled:

An Act to amend the act, approved the fourth day of June, one thousand nine hundred forty-five (Appropriation Acts, page 106), entitled "An act making an appropriation for the preparation of the Eightieth Division History, and creating a commission for such purposes," continuing the commission and reappropriating the unexpended balance.

Senate Bill No. 448, entitled:

An Act to further amend section one of the act approved the twenty-fourth day of July one thousand nine hundred thirteen (P. L. 1013) entitled "An act regulating the issuance of licenses to marry prohibiting the issuance of such licenses to certain persons regulating the time during which licenses shall be valid and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court and prescribing the duties of the clerk of the orphans' court" by permitting a master duly appointed by the orphans' court to authorize the issuance of marriage licenses in cases of emergency or extraordinary circumstances.

Senate Bill No. 453, entitled:

An Act to amend Section fourteen of Article XIX of the Act approved the twenty-fifth day of June one thousand nine hundred nineteen (P. L. 581) entitled "An act for the Better Government of Cities of the First Class of the Commonwealth of Pennsylvania" by extending the time for posting of eligible lists after examinations held by the Civil Service Commission when more than one thousand applicants are examined

Senate Bill No. 455, entitled:

An Act making an appropriation from the General Fund to the Department of Property and Supplies for use at any existing or new State-owned Institutions within the Department of Welfare, for purchase or condemnation of land, for construction of new buildings, for repair and alterations to and replacement of existing buildings, and for architectural and engineering services, fixtures, equipment, sewage treatment plants, water supply, electrical and other facilities.

Senate Bill No. 458, entitled:

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together

with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith" by providing for an extended high school course.

Senate Bill No. 459, entitled:

An Act to amend subsection B of section one thousand one of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 457) entitled "An act relating to the business of building and loan associations; providing for the organization and voluntary dissolution of such associations; defining the rights, powers, duties, liabilities, and immunities of such associations, and of their officers, directors, shareholders, solicitors, and other employees; prohibiting the transaction of business in this Commonwealth by foreign building and loan associations; conferring powers and imposing duties upon the courts, recorders of deeds, and certain State departments, commissions, and officers; establishing limitations of actions; imposing penalties; and repealing certain acts and parts of acts," further limiting the merger, consolidation or conversion of building and loan associations in certain cases.

Senate Bill No. 463, entitled:

An Act to amend section two hundred two of the act, approved the twenty-eighth day of April, one thousand nine hundred thirty-seven (P. L. 417), entitled "An act relating to milk and the products thereof; creating a Milk Control Commission; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacturing, processing, storage, distribution, delivery and sale of milk and certain products thereof; providing for the licensing of milk dealers and the payment of fees therefor; requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers; authorizing the holding of hearings and the issuance of subpoenas by the commission; conferring jurisdiction upon courts to punish contempts and to prohibit violations of this act and of rules, regulations and orders of the commission; authorizing the commission to adopt rules, regulations and orders, and to enter into inter-state and Federal compacts; requiring persons who weigh, measure, sample or test milk to procure permits or certificates, to take examinations, to pay fees therefor, to furnish certain notices, records and statements, and to use certain methods of weighing, measuring, sampling and testing; authorizing the commission to examine the business, papers and premises of milk dealers and producers, requiring the keeping of records and the filing of reports by milk dealers, and permitting, with limitations, the use of information obtained thereby; authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor, and conferring certain powers upon the Governor with respect thereto; providing for appeals to the courts from decisions of the commission, and for the burden of proof upon such appeals; prescribing penalties, fines and imprisonment for violations of this act and rules, regulations and orders of the commission; defining perjury; defining remedies; repealing legislation supplied and superseded by this act, and saving rights, duties and proceedings thereunder; and making appropriations," increasing salaries of the chairman and members of the commission.

Senate Bill No. 470, entitled:

An Act authorizing the laying out and taking over, by the Secretary of Highways with the approval of the Governor, of new State highway routes in certain cases; providing for their laying out, opening, construction, reconstruction and maintenance at the expense of the Commonwealth, and making an appropriation.

Senate Bill No. 471, entitled:

An Act requiring operators, political subdivisions and the Commonwealth to seal abandoned coal mines so as to protect streams from acid mine drainage; conferring powers and imposing duties on the Department of Mines; prescribing penalties; and making an appropriation.

Senate Bill No. 472, entitled:

An Act to amend section one of the act approved the fourth day of June, one thousand nine hundred forty-five entitled "An act making an appropriation to the Department of Health for the acquisition of land, by purchase or condemnation, the construction and equipment of a State Health Laboratory, the construction of buildings, the improvement, furnishing and repairs of the State Sanatoria and the Crippled Children's Hospital, for the payment by the Commonwealth of a share of the cost of preparing plans and surveys for sewage or industrial waste treatment plants, and for the payment by the Commonwealth of a share of the cost of constructing such industrial waste plants, for sealing abandoned coal mines, for stream clearance including the purchase or condemnation of lands, easements, or right of ways, and acquisition or construction of pipes, conduits or tunnels, and pumps and pumping equipment, and for experimental and reasearch work relating to the pollution of stream and the prevention thereof"; by reducing the amount appropriated by said act.

Senate Bill No. 474, entitled:

An Act to add clause (1) to section one thousand three hundred four of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" authorizing the Department of Public Instruction to fix the fees to be charged by professional examining boards.

Senate Bill No. 475, entitled:

An Act to further amend section two of the act, approved the tenth day of July, one thousand nine hundred thirty-five (P. L. 645), entitled "An act imposing certain requirements on certain hospitals receiving State aid; authorizing the withholding of appropriation; and imposing duties on the Department of Welfare," extending temporary wartime provisions.

Senate Bill No. 477, entitled:

An Act to amend sections three four and nine of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 808) entitled "An act providing for the use of the Pennsylvania Industrial School at Huntingdon as an institution for the reception care maintenance detention employment and training of defective delinquents authorizing the preparation and

equipment (including necessary construction) of the institution for such purposes either by the Department of Property and Supplies or the General State Authority and authorizing the necessary leases or conveyances for this purpose changing the name of the Board of Trustees of Pennsylvania Industrial School providing for the commitment and transfer of such persons to such institution and discharge therefrom conferring powers and imposing duties on the aforesaid board of trustees the Department of Welfare and courts and imposing certain charges on counties" further providing for the mental examination of inmates and their probation or parole.

Senate Bill No. 478, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by extending the wartime purchasing powers of the Department of Property and Supplies for a period of not longer than two years after the state of war ceases; and by further prescribing the methods of making purchases and entering into contracts by the Department of Property and Supplies.

Senate Bill No. 479, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (Appropriation Acts page fifty-five) entitled "An act making an appropriation to the Department of Military Affairs for construction of armories and the repair and improvement of present armory buildings for the acquisition by purchase or condemnation of additional lands for the Military Reservation at Indian Gap for post-war repairs to monuments in France and Belgium and for construction of new buildings and repairs and improvements to existing buildings at the Indiantown Gap Military Reservation" by reducing the amount appropriated by said act

Senate Bill No. 487, entitled:

An Act to amend the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "An act relating to the collection of taxes levied by counties, county institution districts, cities of the third class, boroughs, towns, townships, certain school districts and vocational school districts; conferring powers and imposing duties on tax collectors, courts and various officers of said political subdivisions; and prescribing penalties," changing the method of furnishing notices of taxes.

Senate Bill No. 491, entitled:

An Act to further amend Subsection C, of Section two hundred four of the act approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled "An act relating to the business of banking, and

to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers of private bankers, and of the officers, directors, trustees shareholders, attorneys, and other employees of all such corporations or private bankers or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation, conferring powers and imposing duties upon the courts, prothonotaries recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts" by further providing for the establishment of branch offices and sub-agencies; and for the approval thereof by the Department of Banking and the Banking Board.

Senate Bill No. 492, entitled:

An Act to amend Section 2 of the act approved the third day of May one thousand nine hundred and thirty-three (P. L. 227) entitled "An act authorizing stock corporations with certain exceptions to make provision for and to issue shares of capital stock of any classes or to change shares of authorized or outstanding capital stock of any class into one or more classes with or without nominal or par value and with such designations terms relative rights powers privileges preferences limitations restrictions and qualifications as may be specified regulating such corporations and the liabilities of their directors making other provisions relating to the capital and capital stock of such corporations and repealing all acts or parts of acts inconsistent herewith" by empowering subject to certain conditions the boards of directors of corporations to issue out of the authorized but unissued shares of capital stock the kinds and classes of shares so authorized regulating the creation and issuance of preferred or special stock in series and designating the variations in the relative rights and preferences as between different series and empowering subject to certain conditions the boards of directors of corporations as respects the authorized but unissued shares of preferred or special stock of the corporation to divide the same into series and subject to certain conditions and limitations to fix and determine the relative rights and preferences of any series so established

Senate Bill No. 496, entitled:

An Act making an appropriation to the Pennsylvania Museum and Schools of Industrial Art, Philadelphia, for the support of research and investigation of basic problems affecting the textile industry and providing for the making of a report thereon to the Department of Commerce.

Senate Bill No. 498, entitled:

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions, and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two.

Senate Bill No. 505, entitled:

An Act to further amend the act approved the fourth day of June one thousand nine hundred forty-three (P.

L. 886) entitled "An act creating a Municipal Employees' Retirement System for the payment of retirement allowances to officers and employees of political subdivisions and institutions supported and maintained by them and providing for the administration of the same by a board composed of certain state officers and others appointed by the Governor imposing certain duties on the State Employees' Retirement Board and the actuary thereof providing the procedure whereby political subdivisions may join such system and imposing certain liabilities and obligations on such political subdivisions in connection therewith and as to certain existing retirement and pension systems and upon officers and employees of such political subdivisions and institutions supported and maintained by them providing certain exemptions from taxation execution attachment levy and sale and making an appropriation" changing the provisions relating to prior service and defining prior salary changing the superannuation retirement age eliminating the requirement for joinder of system by twenty-five municipalities reducing the amount of contributions by members and changing provisions relating to retirement allowance

Senate Bill No. 506, entitled:

An Act to further amend the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," providing for fixing the number and compensation of all appointed officers, deputies, assistants, clerks and other persons whose compensation is paid out of the county treasury, whether employed by the county, the courts or by any judge thereof; creating a salary board in each county; defining its powers and duties; and repealing inconsistent acts.

Senate Bill No. 507, entitled:

An Act abolishing all existing county salary boards; and providing for the transfer of their books, records and property.

Senate Bill No. 513, entitled:

An Act to further amend section one hundred thirty-three, clauses (b) and (e) of section eight hundred fourteen, sections one thousand four hundred four and one thousand four hundred six of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," further regulating plans to merge and the merger of school districts, transportation routes and contracts pertaining thereto and authorizing transportation of pupils on tours to points within the Commonwealth.

Senate Bill No. 515, entitled:

An Act to amend section three of the act approved the eleventh day of May one thousand nine hundred one (P. L. 166) entitled "An act providing for the commutation of sentences for good behavior of convicts in prisons penitentiaries workhouses and county jails of this State and regulations governing the same" changing the day on which monthly reports shall be forwarded to the Governor

Senate Bill No. 516, entitled:

An Act to amend section one of the act approved the fourth day of June, one thousand nine hundred forty-five (Appropriation Act No. 85-A, page 61), entitled "An act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics," by adding municipal authorities to the agencies receiving assistance.

Senate Bill No. 519, entitled:

An Act to amend the title and to further amend section one of the act approved the twelfth day of May one thousand nine hundred forty-one (P. L. 259) entitled "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and in certain other cases into the State Employees' Retirement Fund for certain purposes" providing for the purchase by the municipality of Pension Annuity Contracts for policemen

Senate Bill No. 523, entitled:

An Act to further amend paragraph four of Subsection A of Section one thousand one of the act approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employees of all such corporations or private bankers or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further regulating the making of installment loans.

Senate Bill No. 529, entitled:

A Joint Resolution Proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania, authorizing agreements between Redevelopment Authorities and local taxing authorities, limiting for a term not exceeding twenty-five years the amount of annual taxes to be levied upon land acquired for urban redevelopment.

Senate Bill No. 533, entitled:

An Act to amend the title and act approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 837) entitled "An act providing for and requiring in certain cases preference in appointments to public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged and in certain cases for the widows and wives of such persons" by extending the provisions of the act to retention in public positions or on public works in certain cases.

Senate Bill No. 534, entitled:

An Act directing the Department of Public Instruction to revise the curricula of elementary, secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands and making an appropriation.

Senate Bill No. 542, entitled:

An Act to amend Section six hundred seven of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by making it unlawful to disturb or tamper with traps set by agents of the Commission

Senate Bill No. 543, entitled:

An Act ratifying, confirming and validating certain sales of unused and unnecessary lands sold by any Board of School Directors.

Senate Bill No. 545, entitled:

An Act to further amend the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127), entitled "An act relating to Adoption," further providing for the jurisdiction of adoption proceedings, the contents of petitions, necessary consents, hearings, and decrees, and validating certain adoptions.

Senate Bill No. 551, entitled:

An Act guaranteeing any person accused of the commission of crime the protection of the law providing the procedure therefor and prescribing penalties

Senate Bill No. 552, entitled:

An Act further prescribing the bonds required of foreign corporations contracting for public buildings, public works or projects.

Senate Bill No. 553, entitled:

An Act to amend section one thousand seven hundred ten of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by further imposing penalties in certain cases.

Senate Bill No. 554, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract or parcel of land in York County, Pennsylvania, for use in connection with the New Cumberland General Depot, and ceding jurisdiction to the United States.

Senate Bill No. 555, entitled:

An Act to add section one thousand two hundred sixty-four to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," prescribing penalties for knowingly falsifying reports or certificates in connection with reimbursements.

Senate Bill No. 556, entitled:

An Act to further amend the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers directors, trustees, shareholders, attorneys, and other employees of all such corporations or private bankers or affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," further providing for authorized investments and limitations upon loans and discounts of savings banks.

Senate Bill No. 557, entitled:

An Act providing for and regulating the merger and consolidation of corporations organized for the transportation and storage of oil by means of pipe lines and tanks; defining the rights and powers of the surviving or new corporation; providing for the service of process on foreign corporations; and defining the rights of dissenting stockholders.

Senate Bill No. 558, entitled:

An Act to amend the act approved the first day of June, one thousand nine hundred forty-five (Appropriation Acts, page 56) entitled "An act making an appropriation to the Department of Property and Supplies for the purchase or condemnation of land, for the preparation of a comprehensive plan for the Capitol Park Extension for the construction of new buildings, including a memorial building to honor the memory of William Penn, and other necessary buildings for the State archives, libraries and museum, for the repair, demolition and improvement of existing buildings in Capitol Park and Capitol Park Extension, for the razing of buildings and relocation of water sewerage utility lines and other facilities or payment to the City of Harrisburg for such relocation, and for grading, paving and otherwise developing Capitol Park and the Capitol Park Extension"; by reducing the amount appropriated by said act.

Senate Bill No. 562, entitled:

An Act to amend section two and the first paragraph of section thirty of the act, approved the sixth day of April, nineteen hundred thirty-seven (P. L. 200) entitled "An act licensing and regulating the business of pawnbrokers; providing for the issuance of licenses by the Secretary of Banking; authorizing the Secretary of Banking to make examinations and issue regulations; limiting the interest and charges on loans; and prescribing penalties for the violation of this act," excluding storage warehousemen from the provisions thereof.

Senate Bill No. 563, entitled:

An Act to amend clause (a) and the first paragraph of clause (b) of section three hundred twenty-four of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home foreign insurance companies Lloyds associations reciprocal and interinsurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by further regulating the notice of meetings required to be given stockholders in certain cases.

Senate Bill No. 564, entitled:

An Act to amend subsection (f) of section eighteen of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in borough, towns, and townships as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; requiring the county commissioners of the various counties to act as a registration commission therefor; and prescribing the powers and duties of citizens parties, political bodies, registration commissions, commissioners registrars, inspectors of registration and other appointees of registration commissions, county election boards, elections officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

Senate Bill No. 565, entitled:

An Act to amend subsection (f) of section nineteen of the act, approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers,

county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

Senate Bill No. 566, entitled:

An Act to amend subsection (f) of section nineteen of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, county election boards, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; imposing penalties; and repealing existing legislation," providing for a space wherein elector shall affix his signature or mark on registration card.

Senate Bill No. 567, entitled:

An Act to amend subsection (f) of section nineteen of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, political bodies, registration commissions, commissioners, registrars, inspectors of registration and other appointees, of registration commissions, county elections boards, election officers, municipal officers, departments and bureaus, police officers, courts judges, prothonotaries, sheriffs, county commissioners, peace officers county treasurers, county controllers, registrars of vital statistics, certain public utility corporations, real estate brokers, rental agents, and boards of school directors; and imposing penalties," providing for a space wherein elector shall affix his signature or mark on registration card.

Senate Bill No. 568, entitled:

An Act to amend section twenty point one of the act, approved the thirtieth day of March, one thousand nine hundred thirty-seven (P. L. 115), entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, certain public service companies, persons, firms, and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing pen-

alties," providing for a space wherein elector shall affix his signature or mark on registration card.

Senate Bill No. 569, entitled:

An Act to further amend sections five and eleven of the act approved the sixth day of August one thousand nine hundred forty-one (P. L. 861) entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth establishing the 'Pennsylvania Board of Parole' conferring and defining its jurisdiction duties powers and functions including the supervision of persons placed upon probation in certain designated cases providing for the method of appointment of its members regulating the appointment removal and discharge of its officers clerks and employes dividing the Commonwealth into administrative districts for purposes of parole fixing the salaries of members of the board and of certain other officers and employes thereof making violations of certain provisions of this act misdemeanors providing penalties therefor and for other cognate purposes and making an appropriation" by increasing the compensation of district chairman and members of the Board and of supervisors in counties of the first and second class.

Senate Bill No. 570, entitled:

An Act to further amend sections one four five and six of the act approved the seventh day of May one thousand nine hundred twenty-three (P. L. 151) entitled "An act defining and regulating the business of dry cleaning and dyeing providing for the maintenance construction and inspection of dry cleaning and dyeing buildings and establishments providing for enforcing the act and penalties for violation thereof" by repealing exemptions from certain provisions of said act and providing for regulation of Class I and Class II Class III dry cleaning and dyeing plants

Senate Bill No. 571, entitled:

An Act to further amend section four hundred twenty-seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," increasing the salaries of members of the State Athletic Commission.

Senate Bill No. 574, entitled:

An Act to amend section two hundred ten of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," by requiring the Secretary of Highways to file copies of plans for highway purposes, and copies of orders by which abandoned State highways are vacated in the office of the recorder of deeds of the county wherein the same is located; and requiring recorders of deeds to maintain books and indices for such purposes.

Senate Bill No. 575, entitled:

An Act concerning the ascertainment of principal and income, and the apportionment of receipts and expenses among tenants and remaindermen.

Senate Bill No. 578, entitled:

An Act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A, borough town township school district except of the first class and school districts within, cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws

Senate Bill No. 579, entitled:

An Act to amend section one of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 922 No. 307) entitled "A supplement to the act approved the seventh day of March one thousand nine hundred and one (P. L. 20), entitled 'An act for the government of cities of the second class' as amended authorizing the mayor city controller and council to make emergency loans" further providing for the payment of emergency loans.

Senate Bill No. 581, entitled:

An Act to promote the education and educational facilities of the people of the Commonwealth of Pennsylvania; creating a State Public School Building Authority as a body corporate and politic, with power to construct, improve and operate projects, and to lease the same; and to fix and collect fees, rentals and charges for the use thereof; authorizing school districts to enter into contracts to lease authorizing and regulating the issuance of bonds by said authority; and providing for the payment of such bonds and the rights of the holders thereof; granting the right of eminent domain; and providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted under this act.

Senate Bill No. 587, entitled:

An Act to further amend subsection (b) of section thirty of the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county

treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" clarifying the provisions relating to the time for giving change of party enrollment notice

Senate Bill No. 588, entitled:

An Act to further amend section one thousand four hundred eighteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," requiring the furnishing of free transportation or board and lodging in certain cases.

Senate Bill No. 589, entitled:

An Act to amend section five hundred twenty-three of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1242), entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto," providing for the sharing of the payment of the damages for changes of width, lines or grades of streets which are state highways in certain cities where the parties interested have entered into an agreement for the sharing of such damage.

Senate Bill No. 593, entitled:

An Act to amend sections three hundred two and seven hundred one of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "An act relating to assessment for taxation in counties of the fourth, fifth, sixth, seventh, and eighth classes; designating the subjects, property and persons subject to and exempt from taxation for county, borough, town, township, school, except in cities and county institution district purposes; and providing for and regulating the assessment and valuation thereof for such purposes; creating in each such county a board for the assessment and revision of taxes; defining the powers and duties of such boards; providing for the acceptance of this act by cities; regulating the office of ward, borough, town and township assessors; abolishing the office of assistant triennial assessor in townships of the first class; providing for the appointment of a chief assessor, assistant assessors and other employee; providing for their compensation payable by such counties; prescribing certain duties of and certain fees to be collected by the recorder of deeds; and eliminating the triennial assessment," enlarging the powers of boards of assessment and revision of taxes as to the revision of assessments and valuations.

Senate Bill No. 596, entitled:

An act to further amend section four hundred forty-one of the act, approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eight classes; and revising, amending, and consolidating the laws relating thereto," authorizing appropriations for support of tuberculosis sanitaria.

Senate Bill No. 597, entitled:

An Act to amend section four hundred forty-two of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act re-

lating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," removing the maximum limitation on appropriations for maintenance of indigent persons in certain tuberculosis sanatoria

Senate Bill No. 598, entitled:

An Act to further amend section six of the act approved the thirty-first day of May one thousand nine hundred and eleven (P. L. 468) entitled "An act providing for the establishment of a State Highways Department by the appointment of a State Highway Commission two Deputy State Highway Commissioner, chief engineer, chief draughtsman superintendents of highways and a staff of assistants and employes defining their duties and the jurisdiction of the State Highway Department and fixing salaries of commissioner and deputies and other appointees providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county seats, principal cities, and towns and extending to the State line. Describing and defining same by route numbers as the State highways of the Commonwealth providing for the improvement maintenance and repair of said State highways solely at the expense of the Commonwealth and relieving the several townships or counties from any further obligation and expense to improve or maintain the same and relieving said townships or counties of authority over same requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part requiring the State Highway Commissioner to make maps to be complete records thereof conferring authority on the State Highway Commissioner providing for the payment of damages in taking of property or otherwise in the improvement thereof providing for purchase or acquiring of turnpikes or toll roads forming all or part of any State highway and procedure therein providing for work of improvement of State highways to be done by contract except where the State Highway Commissioner decides the work be done by the State providing aid by the State to counties and townships desiring the same in the improvement of township or county roads defining highways and State-aid highways providing method of application for State aid in the improvement maintenance and repair of township or county roads and prescribing the contents of township county borough or incorporated town petitions providing for percentage of cost of improvement or repairs to be paid by State county township borough or incorporated town and requiring contracts by counties townships boroughs and incorporated towns with Commonwealth governing same providing for the minimum width of State highways and State-aid highways and kind of materials to be used in the improvement providing for payment of cost of improvement and repair providing penalty for injuring or destroying State highway making appropriations to carry out the provisions of the act and providing for the repeal of certain acts relating to Highway Department and improvement of roads and of all acts or parts of acts inconsistent herewith and providing that existing contracts are not affected by provisions of this act" by changing certain routes.

Senate Bill No. 600, entitled:

An Act to amend section three hundred six point one of the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by further regulating the payment in second injury cases.

Senate Bill No. 601, entitled:

An Act to further amend section five of article three of the act approved the ninth day of June one thousand nine

hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" by further regulating barrier pillars.

Senate Bill No. 602, entitled:

A Further Supplement to the Act, approved the first day of April, one thousand eight hundred sixty-three (P. L. 213), entitled "An act to accept the grant of Public Lands, by the United States, to the several states, for the endowment of Agricultural Colleges," making an appropriation for carrying the same into effect.

Senate Bill No. 603, entitled:

An Act establishing certain sections of road over State-owned lands as State Highways, and providing for the construction and maintenance at the expense of the Commonwealth.

Senate Bill No. 607, entitled:

An Act providing for and extending the time during which taxes on seated and unseated lands, for the tax year one thousand nine hundred forty-four and previous years, shall be liens, and during which the county treasurer shall have the right to sell the lands, on which such taxes are liens, for the payment of such taxes; reviving such liens, and restoring the treasurer's right to sell such lands in certain cases; and saving the rights of intervening purchasers, mortgagees, lien holders, and other encumbrance holders.

Senate Bill No. 608, entitled:

An Act to further amend section four hundred nine of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," increasing the salary of the chairman of the Pennsylvania State Board of Censors.

Senate Bill No. 609, entitled:

An Act to further amend the act approved the ninth day of June, one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith," by further providing for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania.

Senate Bill No. 612, entitled:

An Act to further amend sections twenty-seven and forty-five and to add a new section to the act, approved the seventh day of June, one thousand nine hundred one (P. L. 493), entitled as amended "An act providing for

the examination, licensure and registration of persons, firms or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations and requirements for the construction of plumbing, house drainage and cesspools, in cities of the second class, second class A and third class and imposing fines, penalties and forfeiture for violation thereof," prescribing further rules, regulations and requirements for the construction of plumbing, house drainage and cesspools.

Senate Bill No. 615, entitled:

An Act making provisions for community property law; providing that the act shall apply to husbands and wives and their property subsequent to the effective date of the act; defining separate property and the community property of the husband and wife; providing for the management, control and disposition thereof, defining the ownership of funds on deposit in any bank or banking institution; providing for the rights and remedies of creditors; providing that either spouse may give or convey his or her community property to the other; providing for disposition of community property on dissolution of marriage; providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management, control and disposition of community property; providing for the administration and distribution of the interests of a deceased spouse in community property

Senate Bill No. 616, entitled:

An Act to add clause fifty-six to section two thousand four hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," empowering city councils, by ordinance to define and penalize disorderly conduct.

Senate Bill No. 617, entitled:

An Act to reenact and amend sections four hundred ninety-six, four hundred ninety-six point one, four hundred ninety-six point two, four hundred ninety-six point three, and four hundred ninety-six point four, of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes and revising, amending and consolidating the laws relating thereto," authorizing eighth class counties to acquire, operate and lease aviation landing fields and airdromes; conferring power of eminent domain for such purposes; authorizing the appropriation of certain lands purchased at tax sales for such purposes and joint action with other political subdivisions in the operation and maintenance of such airfields and providing for the expenditure of funds for such purposes in cooperation with State, Federal or other public agencies.

Senate Bill No. 623, entitled:

An Act making an appropriation to the trustees of The Pennsylvania State College for the construction of buildings, the furnishing of housing and other facilities and services, the purchase of equipment and supplies, and for other necessary expenses.

Senate Bill No. 626, entitled:

An Act to amend Section 511 of the act approved the first day of June, one thousand nine hundred forty-five, (P. L. 1242) entitled "An act relating to roads, streets, highways and bridges; amending, revising, consolidating and changing the laws administered by the Secretary of Highways and by the Department of Highways relating thereto" by changing the procedure relating to changes made by the Secretary in boroughs.

Senate Bill No. 633, entitled:

An Act to further amend subsection (c) of section two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," excluding certain officers and employees of cemetery companies engaged in selling cemetery plots from the provisions of the act.

Senate Bill No. 634, entitled:

An Act to further amend sections ten and eleven of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1518) entitled as amended "An act regulating the construction equipment maintenance operation and inspection of elevators granting certain authority to and imposing certain duties upon the Department of Labor and Industry providing fees for inspection of elevators certificates of operation and approval of plans providing penalties for violations of this act and repealing all acts or parts of acts inconsistent with this act" increasing fees for inspection.

Senate Bill No. 635, entitled:

An Act to further amend section eleven of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1513) entitled "An act regulating the construction equipment maintenance operation and inspection of boilers granting certain authority to and imposing certain duties upon the Department of Labor and Industry providing penalties for violations of this act and repealing all acts or parts of acts inconsistent with this act" increasing fees for inspection and certificates.

Senate Bill No. 636, entitled:

An Act to further amend section eight of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain building and structure not in city of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," increasing the amount which may be charged by the department for making the necessary examination for approval of architectural drawings, specifications, or other data.

Senate Bill No. 637, entitled:

An Act authorizing the creation of mosquito control districts in or among the political subdivisions of the Commonwealth defining their powers and duties providing for the membership thereof providing for cooperation with the Department of Agriculture and other State agencies and requiring certain reports

Senate Bill No. 638, entitled:

An Act authorizing the Pennsylvania Historical and Museum Commission to release certain historic documents to the Attorney General of the United States for exhibition on the "Freedom Train"

Senate Bill No. 639, entitled:

A Further Supplement to the act approved the twenty-ninth day of April one thousand eight hundred seventy-four (P. L. 73) entitled "An act to provide for the incorporation and regulation of certain corporations" granting to every corporation heretofore or hereafter incorporated for the purpose of engaging in the telephone or telegraph business the power to appropriate private property in certain cases and subject to approval by Public Utility Commission for the construction maintenance and operation of its lines and facilities and providing for the assessment of damages arising from such appropriation and the method of appropriation

Senate Bill No. 642, entitled:

An Act to amend sections two and three of the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2629) entitled "A supplement to the act approved the seventh day of March one thousand nine hundred and one (P. L. 20) entitled 'An act for the government of the cities of the second class' establishing a department of lands and buildings in said cities providing for its officers and employees defining the powers duties and jurisdiction of said department and in certain cases transferring the same from existing departments" by providing that the said department may have jurisdiction over the supervision of contract work in connection with the construction of all city buildings and that such jurisdiction may be alternative to the jurisdiction of the department of public works as shall be determined by the council of such cities.

Senate Bill No. 644, entitled:

An Act to prohibit the manufacture and sale of oleomargarine or butterine and other similar products when colored in imitation of yellow butter to provide for license fees to be paid by manufacturers wholesale and retail dealers and by proprietors of hotels restaurants dining-rooms and boarding-houses for the manufacture or sale of oleomargarine butterine or other similar products not colored in imitation of yellow butter to regulate the manufacture sale and advertising of oleomargarine butterine or other similar products not colored in imitation of yellow butter and prevent and punish fraud and deception in such manufacture sale and advertising as an imitation butter to prescribe penalties and punishment for violation of this Act and the means and method of procedure for its enforcement to regulate certain matters of evidence in such procedure and to prescribe certain powers and duties of the Department of Agriculture

Senate Bill No. 652, entitled:

An Act terminating the existence of the Pennsylvania Nautical School.

Senate Bill No. 659, entitled:

An Act to amend section one hundred one of the act approved the twenty-eight day of May, one thousand nine hundred thirty-seven (P. L. 1019), entitled "An act relating to statutory laws; prescribing an enacting clause for statutes; fixing the effective date and time of statutes hereafter enacted; providing for notice of application for local and special legislation, for the correction of errors in statutes, and for the printing and publication of statutes; prescribing rules for the interpretation of statutes; defining certain words and phrases when used in statutes; and prescribing rules for the construction and operation of amendments, re-enactments and repeals of statutes" by defining "municipality authority" or "municipal authority".

Senate Bill No. 664, entitled:

An Act to further amend Rule 12 and to amend Rule 13 of Article XII of the act, approved the second day of June, one thousand eight hundred ninety-one (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," requiring the making of a report of the daily examinations made by the mine foreman or his assistant of the working places while the workmen of such places are or should be at work, and the countersigning of such report by the mine foreman.

Senate Bill No. 665, entitled:

A Supplement to the act, approved the seventh day of August, one thousand nine hundred forty-one (P. L. 887), entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor and the Department of Welfare, to acquire certain land adjacent to and for the use of the Scranton State Hospital, providing for the improvement and use thereof, authorizing the City of Scranton to pay the costs of such improvements in whole or in part, and making an appropriation," making an appropriation to the Department of Property and Supplies for the payment of the cost of acquiring certain property, and the improvement and beautification thereof.

Senate Bill No. 666, entitled:

An Act to facilitate vehicular traffic between the Commonwealth of Pennsylvania and the State of New Jersey by providing for the construction, operation and maintenance of a tunnel or tunnels under the Delaware River and connecting the Commonwealth of Pennsylvania at or near Philadelphia County or Delaware County or any County contiguous to these counties with the State of New Jersey; providing for the creation of the Delaware Tunnel Board, and conferring powers and imposing duties on said Board; authorizing the Board to enter into a contract with a duly constituted and authorized commission created by the laws of the State of New Jersey, with powers similar to the powers conferred on the Board; authorizing and empowering the Board to enter into a contract with any New Jersey commission, which contract may provide that the Delaware River tunnel or tunnels may be constructed, maintained, and operated jointly by the Board and the New Jersey commission or by the Board with the approval of the commission, or by the commission with the approval of the Board; authorizing the issuance of tunnel revenue bonds jointly by the Board and the commission, or by the Board with the approval of the commission, or by the commission with the approval of the Board, payable solely from tolls, to pay the cost of such tunnel or tunnels; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the tunnel or tunnels; making such bonds and tunnel or tunnels and property used in connection therewith exempt from taxation; constituting such bonds legal investments in certain instances; prescribing conditions upon which such tunnel or tunnels shall become free; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; giving the Board under certain conditions, the right to act in the State of New Jersey and giving the commission under certain conditions the right to act in the State of Pennsylvania; and authorizing the issuance of tunnel revenue refunding bonds.

Senate Bill No. 667, entitled:

An Act to amend section two thousand five hundred fifty-one of the act approved the twenty-third day of

June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" changing the provisions thereof authorizing the levy and collection of taxes.

Senate Bill No. 670, entitled:

An Act to further amend section one thousand four hundred two of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," defining the residence of certain children living upon State owned property and providing for certain Commonwealth reimbursements.

Senate Bill No. 673, entitled:

An Act to amend the act, approved the eighteenth day of May, one thousand nine hundred forty-five (P. L. 809), entitled "An act removing certain roads or sections of road from the State highway system; and providing for their future maintenance and construction," by removing additional roads from the State highway system.

Senate Bill No. 674, entitled:

An Act validating county commissioners' deeds where the acknowledgment of such deed or deeds was defective in any respect, or where the acknowledgment was not properly taken.

Senate Bill No. 675, entitled:

An Act validating County treasurers deeds where the acknowledgment of such deed or deeds was defective in any respect, if, in fact, such acknowledgment was taken before any officer duly authorized by law to take acknowledgments.

Senate Bill No. 676, entitled:

An Act to further amend section six hundred twenty-four of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 789), entitled, as amended, "An act relating to insurance; establishing an insurance department; and amending revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; the service of legal process upon foreign insurance companies, associations or exchanges; providing penalties, and repealing existing laws," providing for qualifications and licensing of excess brokers in all kinds of insurance other than life.

Senate Bill No. 678, entitled:

An Act to further amend subsection (b) of section four hundred fifteen, and subsection (a) of section six hundred twenty-one point one of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision

of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," further defining group life insurance and group accident and health insurance to include trust funds established by employers.

Senate Bill No. 680, entitled:

An Act to amend section seventy-two of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes, and revising, amending and consolidating the laws relating thereto," providing for the payment by the several counties of expenses incurred by the State Association of County Commissioners for carrying on the work and activities of such State Association.

Senate Bill No. 682, entitled:

An Act to further amend rule seventy-seven of section six of article eleven of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith," requiring that non-gaseous mines upon becoming gaseous shall discontinue the use of certain electrical equipment within a certain period of time, authorizing the Secretary of Mines to extend such period for an additional period after investigation and requiring such mines to otherwise comply with all laws relating to gaseous mines.

Senate Bill No. 683, entitled:

An Act to further amend section three of Article XXVIII of the act, approved the ninth day of June, one thousand nine hundred eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith," applying certain regulations to mines employing fewer than five persons; and providing penalties.

Senate Bill No. 684, entitled:

An Act to further amend section one thousand two hundred fourteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," making further provisions for the employment of supervising principals.

Senate Bill No. 685, entitled:

An Act making an appropriation from the General Fund to the Department of Property and Supplies for use at any existing or new State owned Institutions within the Department of Welfare for purchase or condemnation of land for construction of new buildings for repair and alterations to and replacement of existing buildings and for architectural and engineering services fixtures equipment sewage treatment plants water supply electrical and other facilities

Senate Bill No. 689, entitled:

An Act to further amend the act approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State

and county purposes, and in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith, and modifying existing legislation which provided for raising revenue for State purposes," by providing further for the assessment, collection and lien of the tax, granting certain enforcement and investigatory powers to taxing authorities, and imposing duties on certain county officers and providing penalties.

Senate Bill No. 696, entitled:

An Act to further amend section eight hundred twenty-eight of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including, lines, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," temporary extending the suspension of the provisions thereof.

Senate Bill No. 707, entitled:

An Act relating to boarding houses for children; providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance, operation and conduct thereof, by the Department of Welfare; defining offenses and prescribing penalties.

Senate Bill No. 709, entitled:

An Act to further amend the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees; defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," defining "year of service" further defining "accumulated deductions," and further regulating withdrawal and payments thereof.

Senate Bill No. 710, entitled:

An Act to further amend section three hundred twenty of article three of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus

and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" changing penalty for neglect by insurance companies to furnish financial and other statements when required by Insurance Commissioner

Senate Bill No. 712, entitled:

An Act validating and quieting against the right of escheat by this Commonwealth the title to real estate in this Commonwealth held by or in trust for a corporation chartered under the laws of this Commonwealth but not authorized to hold the same where after said unauthorized holding said real estate has been heretofore conveyed under the laws of this Commonwealth to hold such real estate and no inquisition has heretofore been instituted to escheat the same by reason of such unauthorized holding.

Senate Bill No. 713, entitled:

An Act authorizing the Joint State Government Commission to make a thorough study of the tax laws of the Commonwealth and of other states and countries in order to ascertain ways and means of financing the Commonwealth and its political subdivisions upon a more scientific and equitable basis providing for the appointment of a Tax Study Committee authorizing the employment of necessary assistants prescribing the powers and duties of the committee and making an appropriation

Senate Bill No. 714, entitled:

An Act to further amend section seven of the act approved the eleventh day of May, one thousand nine hundred five (P. L. 518), entitled "An act making an appropriation for the erection of a home or school for indigent orphans, to be called the Thaddeus Stevens Industrial and Reform School of Pennsylvania, in which school provision shall be made for giving instruction in reading, writing, arithmetic, drawing, duties of citizenship, elementary manual training, the elements of farming, and other requisite branches," by changing the name of the Thaddeus Stevens Industrial and Reform School of Pennsylvania to "Thaddeus Stevens Trade School."

Senate Bill No. 715, entitled:

An Act making an appropriation to the Pennsylvania State College of Optometry, Philadelphia, Pennsylvania.

Senate Bill No. 717, entitled:

An Act making an appropriation to the Department of Public Instruction for use at the State Teachers Colleges and Pennsylvania Soldiers' Orphan School for payment of the costs of repairs, alterations, replacements and improvements to existing plant facilities and equipment, for the purchase or replacement of equipment, furnishing, and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto.

Senate Bill No. 720, entitled:

An Act to amend the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1340), entitled "An act relating to the financial responsibility of operators and owners of motor vehicles; and to make uniform the law with reference thereto; requiring owners and operators in certain cases to furnish proof of financial responsibility; providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer and prothonotaries; and prescribing penalties;" by changing the effective date thereof.

Senate Bill No. 723, entitled:

An Act to further amend the act approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports, and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasury; and prescribing penalties," providing for modification of the manner in which employer contribution rates are determined, establishing the Fund Stabilization Factor in lieu of the Safety Factor, and making provision for the application thereof, and providing for further adjustment of employers' contribution rates for the last three quarters of the year one thousand nine hundred and forty-seven.

Senate Bill No. 725, entitled:

An Act to reenact, amend, and revise section forty-one, clause (a), paragraph one of the act approved the seventh day of June one thousand nine hundred seventeen, (P. L. 447) entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof the liens thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by further modifying the terms, qualifications and other conditions under which the investment of trust funds may be made by fiduciaries; and by further providing for additional investments for trust funds by fiduciaries.

Senate Bill No. 726, entitled:

An Act to amend section ten of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled as amended "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators

guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein the survival of causes of action and suits thereupon by or against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" limiting the number of successive weeks during which the granting of letters testamentary or of administration must be advertised.

Senate Bill No. 727, entitled:

An Act to amend section two of the act approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 837) entitled "An act providing for and requiring in certain cases preference in appointments to public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged and in certain cases for the widows and wives of such persons" precluding the requiring or furnishing of any soldier's service rank or serial number in connection with taking a civil service examination.

Senate Bill No. 732, entitled:

An Act to further amend clause (i) of section two thousand four hundred two of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments boards, commissions, and officers; fixing the salaries of the Governor Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," authorizing leases of Commonwealth real estate to the Federal Government in the interests of national defense for terms in excess of one year.

Senate Bill No. 734, entitled:

An Act to amend section nine of the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages

on any chattel or chattels of any kind or description, including, but not limited to, livestock, poultry, farm machinery, farm equipment and crops, grown growing or to be grown; designing the operation and effect of the lien of such mortgages; providing for the filing, indexing and docketing of such mortgages and related instruments in prothonotaries' offices; and prescribing prothonotaries' fees; providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states; regulating the assignment, release, satisfaction and extension of the lien of such mortgages; prescribing methods of foreclosure; defining defaults and violations; and fixing penalties," changing fees of prothonotaries.

Senate Bill No. 736, entitled:

An Act to further amend sub-section (a) of section 10 of the act approved the twenty-first day of May one thousand nine hundred and thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" validating certain expenditures.

Senate Bill No. 738, entitled:

An Act to further amend subsections (c) of section two hundred twelve of the act, approved the first day of May, one thousand nine hundred twenty-one (P. L. 905) entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," regulating issuance of a duplicate certificate of title.

Senate Bill No. 741, entitled:

An Act to amend the fifth paragraph of article seven of the act approved the seventh day of March one thousand nine hundred one (P. L. 20) entitled "An act for the government of cities of the second class" by requiring depositories of city funds and other funds for which the city acts as custodian or trustees to give security and defining such security.

Senate Bill No. 742, entitled:

An Act to add a new section to be known as section five hundred twenty-four point one to the act approved

the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled, "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered; and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue; and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith," authorizing and limiting the imposition of a tax for school purposes on certain residents of school districts of the first class; prescribing the duties of public officials; requiring the filing of returns and the giving of information by employers and those subject to the tax; imposing on employers the duty of collecting the tax at source; making a husband liable for his wife's tax; providing for the lien and collection of the tax; imposing penalties and prescribing inconsistent laws.

Senate Bill No. 743, entitled:

An Act to further amend paragraph one of section two hundred forty-six of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278) entitled, "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by changing the qualifications for the office of district attorney in counties of the seventh and eighth classes.

Senate Bill No. 753, entitled:

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by further changing the provisions for markers and headstones at the graves of deceased service persons, and prescribing penalties.

Senate Bill No. 755, entitled:

An Act exempting cigarette vending machines leased, loaned, hired or conditionally sold from levy or sale on execution or distress for rent.

Senate Bill No. 756, entitled:

An Act to amend sections two hundred one and six hundred one point one of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis, requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls, to provide moneys for the payment of compensation to certain unemployed persons, providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation, providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties," by authorizing the Department of Labor and Industry through the Secretary of Property and Supplies, with the approval of the Governor to acquire by purchase or condemnation land with or without buildings, to erect buildings, to enter into contracts with persons firms or corporations for the erection of buildings and for the leasing of such buildings to the Commonwealth, the same to become the property of the Commonwealth upon termination of said lease, to lease land acquired under the provisions of this act to persons firms or corporations for the purpose of erecting buildings thereon, and to acquire through

purchase or lease facilities fixtures equipment and such other appurtenances as may be deemed necessary; providing that land and buildings acquired hereunder shall be exempt from taxation.

Senate Bill No. 758, entitled:

An Act to further amend section four hundred fifty-two of the act, approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined," as amended, by further changing the provision relating to the maximum compensation of the State Civil Service Commission.

Senate Bill No. 760, entitled:

An Act to further amend section two hundred five, subsection (2) of section two hundred six and sections five hundred one, five hundred two, five hundred seven, eight hundred two and eight hundred seven, and to amend subsections (B) and (D) of section three, Article 11, sections three hundred one, four hundred one, six hundred three, six hundred four, six hundred six, six hundred seven, seven hundred one, seven hundred four, eight hundred four, eight hundred six and nine hundred four of the act, approved the fifth day of August, one thousand nine hundred forty-one (P. L. 752), entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth; vesting in the State Civil Service Commission and a Personal Director certain powers and duties; providing for classification of positions, adoption of compensation schedules and certification of payrolls; imposing duties upon certain officers and employes of the Commonwealth; authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service; defining certain crimes and misdemeanors; imposing penalties; making certain appropriations, and repealing certain acts and parts thereof," by further regulating and improving the civil service of certain departments and agencies of the Commonwealth, and repealing an existing law.

Senate Bill No. 761, entitled:

An Act to amend section three of Article VIII of the act, approved the twenty-second day of June, one thousand eight hundred ninety-one (P. L. 176), entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith," increasing the compensation of examining board members.

Senate Bill No. 762, entitled:

An Act to further amend section two of the act approved the twenty-eighth day of June, one thousand eight hundred ninety-five, (P. L. 408), entitled "A supplement to

the twenty-fourth section of an act, entitled 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurer of the several cities and boroughs within this Commonwealth," by providing for the payment over of the foreign fire insurance tax by municipalities to relief fund associations and pension funds covering employes in fire departments.

Senate Bill No. 769, entitled:

An Act to further amend clause (a) of section three hundred eight of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 566), entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment; establishing an elective schedule of compensation; providing procedure for the determination of liability and compensation thereunder; imposing duties on the Department of Labor and Industry, the Workmen's Compensation Board, Workmen's Compensation Referees, and deans of medical schools; creating a medical board to determine controverted medical issues; establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board; imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases; making an appropriation; and prescribing penalties," fixing the liability of the Commonwealth for payment of part of the compensation for disability or death from certain occupational diseases.

Senate Bill No. 770, entitled:

An Act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts; creating a State Tax Equalization Board, and prescribing its powers and duties; imposing duties on certain local officers, agents, boards, commissions and departments; and making an appropriation.

Senate Bill No. 774, entitled:

An Act to amend the act approved the 5th day of December 1933 (P. L. 38 1933-34) entitled "An act imposing State taxes, payable by those herein defined as manufacturers and importers, on the privilege of manufacturing, selling, or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors; providing for the collection of the taxes, and the manner of making payment thereof; conferring powers and imposing duties on certain State officers and departments, and upon manufacturers, importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors; authorizing refunds or exemptions in certain cases, and making an appropriation therefor; and providing penalties," by further regulating the procedure for filing petitions for redetermination, petitions for review and appeals to Court.

Senate Bill No. 777, entitled:

An Act to further amend the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses, and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing pen-

alties for violation of the act, and codifying, revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," further regulating procedure for rejection of nomination papers and the procedure for nominations and substituted nominations by political bodies.

Senate Bill No. 778, entitled:

An Act to amend subsection (b) of section two of the act, approved the twenty-ninth day of September, one thousand nine hundred thirty-eight (P. L. 53), entitled as amended, "An act relating to institutions of counties, cities, wards, boroughs, townships, institutions districts and other political subdivisions, for the care, maintenance, and treatment of mental patients; providing for the transfer to the Commonwealth for the care, maintenance and treatment of mental patients of such institutions, and all grounds, lands, buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions; providing for the management and operation or closing and abandonment thereof; and the maintenance of mental patients therein; including the collection of maintenance in certain cases; providing for the retransfer of certain property to counties, cities, wards, boroughs, townships, institution districts and other political subdivisions under certain circumstances conferring and imposing upon the Governor, the Department of Welfare, the courts of common pleas and counties, cities, wards, boroughs, townships, institutions districts and other political subdivisions certain powers and duties prohibiting cities, counties, wards, boroughs, townships, institution districts and other political subdivisions from maintaining and operating institutions in whole or in part, for the care and treatment of mental patients and repealing inconsistent laws," changing the date for the transfer to the Commonwealth of institutions used in the care and maintenance of indigent persons by certain political subdivisions.

Senate Bill No. 779, entitled:

An Act to amend section one of the act, approved the fifteenth day of March, one thousand nine hundred eleven (P. L. 20), entitled "An act regulating in criminal trials the cross-examination of a defendant, when testifying in his own behalf," by further providing what evidence is or is not admissible.

Senate Bill No. 781, entitled:

An Act to further amend section 4 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 284) entitled as amended "An act imposing a State tax payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" by further regulating the procedure for filing petitions for reassessment petitions for review and appeals to Court and collection of delinquent taxes.

Senate Bill No. 782, entitled:

An Act to amend the act approved the 21st day of May 1931 (P. L. 149) entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain

records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by further regulating the procedure for filing petitions for redemption petitions for review and appeals to Court.

Senate Bill No. 783, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns of reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" providing for resettlement review and appeal in certain cases of domestic bonus disputes

Senate Bill No. 784, entitled:

An Act making an appropriation to the Board of Finance and Revenue from the State Stores Fund for refund of distillers' licenses.

Senate Bill No. 786, entitled:

An Act making an appropriation to the State Treasurer for the purpose of paying salaries of State officers and employes in the interim between the thirty-first day of May, one thousand nine hundred forty-seven, and such time as the funds provided by the General Appropriation Act become available.

Senate Bill No. 788, entitled:

An Act to further amend section six of the act, approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry; and relating to the right to practice optometry in the Commonwealth of Pennsylvania and making certain exceptions; and providing a Board of Optometrical Education, Examination, and Licensure and means and methods whereby the right to practice optometry may be obtained; and providing for the means to carry out the provisions of this act; and providing for revocation or suspension of licenses given by said board, and providing penalties for violations thereof; and repealing all acts or parts of acts inconsistent therewith," further providing for examinations to be given applicants for licensure.

Senate Bill No. 798, entitled:

An Act to further amend section two thousand nine of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "An act to

establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for refund of registration deposits paid by prospective students from advancement fund of the respective State Teachers' Colleges.

Senate Bill No. 801, entitled:

An Act to provide for the prompt, peaceful and just settlement of labor disputes between public utility employees engaged in furnishing electric, gas, water and steam heat services to the public and their employes which cause or threaten to cause strikes, lockouts, slow-downs or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service; providing procedures for the adjustment and settlement of such disputes; declaring that the public policy of the Commonwealth requires the continuation, without cessation, of such public utility services and providing means, including regulations affecting the rights, powers and privileges of employers and employes, for the enforcement of such public policy; and providing penalties.

Senate Bill No. 802, entitled:

An Act to further amend Section 2 of the Act approved the sixth day of June, one thousand eight hundred and seventy-one (P. L. 1353) entitled "An act relative to plans of survey and regulation in the city of Philadelphia" as amended by an Act approved the third day of May one thousand nine hundred and forty-five (P. L. 404) entitled "An act to amend the act, approved the sixth day of June one thousand eight hundred and seventy-one (P. L. 1353), entitled 'An act relative to plans of survey and regulation in the city of Philadelphia,' by restricting the operation of the act to original plans and revisions; changing the time and number and character of the newspapers in which notice of the proposed plans and revisions shall be published, and of the hearing thereon; eliminating the requirement that streets which are the subjects of such plans, or revisions, must extend from street to street as throughfares, and must be called public streets; and abrogating the provisions for widening the streets upon the petition of the owners, or majority of feet frontage thereon, or on one side thereof; and by providing that all plans and revisions of plans of land subdivision shall, after approval by the board of surveyors, be recorded in the office of the recorder of deeds, and that owners and purchasers shall be conclusively presumed to have notice thereof," by reducing the minimum number of days for advertising.

Senate Bill No. 804, entitled:

An Act to further amend section four hundred forty-four of the act, approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes and revising, amending, and consolidating the laws relating thereto," increasing maximum appropriation which may be made for agricultural extension work.

Senate Bill No. 807, entitled:

An Act to amend Section 7 of the Act approved the 16th day of May, A. D. 1940 (P. L. 949), entitled "An Act to facilitate vehicular traffic between the eastern and western sections of the Commonwealth by providing for

the construction, operation and maintenance of a turnpike from a point at or near Middlesex in Cumberland County to a point at the City of Philadelphia and conferring powers and imposing duties on the Pennsylvania Turnpike Commission; authorizing the issuance of turnpike revenue bonds of the Commonwealth, payable solely from tolls, to pay the cost of such turnpike; providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act; providing for the collection of tolls for the payment of such bonds and for the cost of maintenance, operation and repair of the turnpike; making such turnpike bonds exempt from taxation; constituting such bonds legal investments in certain instances; requiring suits against the commission to be brought in Dauphin County; prescribing conditions upon which such turnpike shall become free; providing for grade separations, grade changes and relocation and restoration of public roads and State highways affected by the turnpike; providing for condemnation; granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission; and authorizing the issuance of turnpike revenue refunding bonds," by adding sub-section (d) thereto, providing for salaries for appointed members of the Commission.

Senate Bill No. 808, entitled:

An Act to provide for an inventory of existing hospitals, for a survey of the need for additional hospital facilities, and for the development and administration of a hospital construction program which will, in conjunction with existing facilities, afford hospitals adequate to serve all people of the State; and appropriating money, establishing methods of administration and control, providing for compliance with the requirements of the Federal Hospital Survey and Construction Act and regulations thereunder, authorizing the acceptance and expenditure of Federal funds in accordance with such requirements and placing additional duties upon the Department of Welfare.

Senate Bill No. 810, entitled:

An Act to further amend sections three, four and five of the act approved the seventh day of May, one thousand nine hundred twenty-three (P. L. 158), entitled "An act creating a Legislative Reference Bureau; providing for the election of a director by the General Assembly; designating the officers and employes of such bureau, defining their duties; fixing their salaries; abolishing the present Legislature Reference Bureau; and making an appropriation," further defining the powers of the director with respect to the employes of the Bureau, and increasing the director's salary.

Senate Bill No. 812, entitled:

An Act relating to milk produced in the Commonwealth of Pennsylvania and delivered to plants which are or may hereafter become approved by any health authority as sources of milk for New York City and the Counties of Westchester, Suffolk or Nassau in the State of New York; providing for a Milk Compact Commissioner; designating the Chairman of the Milk Control Commission of the Commonwealth of Pennsylvania as such Milk Compact Commissioner; authorizing the Milk Compact Commissioner to enter into a compact or compacts with the legally constituted authorities of other states for the uniform regulation of the price to be paid producers for said milk, subject to such federal consent as may be authorized or required by law; providing that the Milk Compact Commissioner may become a member of an authority or a commission created by any such compact; authorizing uniform regulation of prices to be paid producers, as may be provided in any such compact; providing that the Milk Compact Commissioner in the event of his temporary physical inability to perform any of the duties imposed upon him shall designate a deputy to act for him and in his behalf; providing that any such compact agreed upon by the

several states which shall become parties thereto shall expressly provide that all milk delivered by producers under the terms and conditions of said compact or the provisions of any price fixing or other order issued pursuant to the authority of such compact and distributed as milk or cream in Pennsylvania shall be priced commensurately with the prices of milk produced in Pennsylvania, not covered by such compact or order and re-delivered, re-sold or otherwise disposed of, or marketed in any marketing area in the Commonwealth of Pennsylvania, as such prices are fixed by the then existing rules, regulations and prices legally established in Pennsylvania for such area; providing for reports to be made upon request to the Governor of the Commonwealth, and providing for methods for the transmittal of such compact by the Governor of the Commonwealth of Pennsylvania to the Congress of the United States for Congressional consent as required by Article 1, Section 10, Clause 3 of the Constitution of the United States.

Senate Bill No. 814, entitled:

An Act to amend section two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 806), entitled "An act limiting the number of licenses for the retail sale of liquor, malt or brewed beverages, or malt and brewed beverages, to be issued by the Pennsylvania Liquor Control Board; defining hotels, and prescribing the accommodations required of hotels in certain municipalities," by removing certain restrictions for a limited period of time, as to the licensing of veterans' organizations.

Senate Bill No. 820, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America, of a certain tract of land in the city of Harrisburg, Dauphin County, Pennsylvania, containing approximately twenty-seven acres, for use as a site for a Veterans' Administration Hospital, and ceding jurisdiction to the United States.

Senate Bill No. 821, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in the City of Wilkes-Barre, Luzerne County, Pennsylvania, containing approximately fifty-one acres, for use as a site for a Veterans' Administration Hospital, and ceding jurisdiction to the United States.

Senate Bill No. 822, entitled:

An Act giving the consent of the Commonwealth of Pennsylvania to the acquisition by the United States of America of a certain tract of land in the township of Logan, Blair County, Pennsylvania, containing approximately twenty-three acres for use as a site for a Veterans' Administration Hospital and ceding jurisdiction to the United States.

Senate Bill No. 823, entitled:

An Act to amend clause one of section three of the act, approved the sixteenth day of May, one thousand nine hundred twenty-nine (P. L. 1784), entitled "An act concerning newspapers; creating uniformity in the publication of legal notices and advertisements; defining the newspapers in which official and legal advertising shall be published; prescribing methods for computing the charges therefor, and providing that the expenses for publishing legal advertising or notices shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings" by providing that involuntary suspension of publication shall not disqualify a newspaper to publish legal and official advertising.

Senate Bill No. 826, entitled:

An Act to further amend subsection (d) of section three hundred twelve of the act approved the fifth day of December, one thousand nine hundred thirty-six, (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis, requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls, to provide moneys for the payment of compensation to certain unemployed persons, providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation, providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties," by extending the basis on which the Department of Labor and Industry is authorized to enter into reciprocal arrangements with other state agencies and the Federal Government.

Senate Bill No. 828, entitled:

An Act to authorize and empower the Pennsylvania Turnpike Commission to combine the Turnpike, the Eastern Extension and the Western Extension, or any two thereof, for financing purposes under the provisions of this Act; authorizing the issuance of Turnpike revenue bonds of the Commonwealth payable solely from tolls, to pay the cost of the Eastern Extension and the Western Extension; paying the cost of the Eastern Extension, or the cost of the Western Extension, or the cost of both, and refunding any Turnpike revenue bonds or Turnpike refunding bonds which have heretofore been issued by the Commission under the provisions of any Act heretofore approved, or under the provisions of this Act, and which shall then be outstanding, including the payment of any redemption premiums thereon; refunding any revenue bonds, or revenue refunding bonds heretofore issued under the provisions of this Act, including the payment of any redemption premiums thereon; authorizing the Commission to fix tolls from time to time for use of the projects so combined; providing for the use of a facsimile of the signature of the Governor and of the Chairman of the Commission in lieu of their manual signatures, and facsimile of the official seal of the Commission, upon any bonds issued under the provisions of this Act, or any other Act authorizing the issuance of bonds for the payment of the construction of any Turnpike; and giving certain definitions.

Senate Bill No. 829, entitled:

An Act making an appropriation to the Land-Grant College of Pennsylvania for the purpose of matching certain moneys appropriated by the Congress of the United States.

Senate Bill No. 833, entitled:

An Act to further amend section one of the act, approved the seventeenth day of April, one thousand eight hundred ninety-three (P. L. 21), entitled, as amended "An act to facilitate the labors of the judges of the court of common pleas and orphans' court of the county in which the seat of government is or may be located, in the disposition of the business of the Commonwealth, by providing suitable clerical assistance," further providing for the appointment and salaries of stenographers and clerks.

Senate Bill No. 836, entitled:

An Act to further amend part of section one of the act, approved the twelfth day of May, one thousand nine hundred forty-three (P. L. 259), entitled "An act providing for the payment by the State Treasurer, of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies, to the treasurers of the

several cities, boroughs, towns and townships, and for the payment thereof into police pension funds, and in certain cases into the Municipal Employees' Retirement System, and in certain other cases into the State Employees' Retirement Fund, for certain purposes," by further regulating the payment of such moneys into the State Employees' Retirement Fund.

Senate Bill No. 837, entitled:

An Act to amend clause (d) of section three of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 216), entitled "An act relating to dentistry; defining and providing for the licensing and registration of dentists and dental hygienists, and for the revocation and suspension of such licenses and registrations, subject to appeal, and for their reinstatement, defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction; providing penalties; and repealing existing laws" further regulating the licensing of dental hygienists.

Senate Bill No. 841, entitled:

An Act to repeal so much of the act, approved the twenty-second day of April, one thousand eight hundred fifty (P. L. 538), entitled "An act to secure the cities of Pittsburgh and Allegheny, and the neighborhood thereof, from damage by gun-powder; to incorporate an association for the establishment of a house of refuge for western Pennsylvania; and relative to the Pennsylvania State Lunatic hospital," and its supplements as authorized aldermen, justices of the peace and mayors to commit minors to The House of Refuge of Western Pennsylvania, now known as the Pennsylvania Training School at Morgantown.

Senate Bill No. 847, entitled:

An Act to amend section one thousand three hundred thirteen of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor; Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments, boards and commissions shall be determined," extending the activities of the Public Service Institute Board in the Department of the Public Instruction to include officers and employees of institutions and of the courts

Senate Bill No. 848, entitled:

An Act increasing the salaries of certain elected county officers whose salaries are payable out of the treasury of cities of the first class.

Senate Bill No. 850, entitled:

An Act to add section twelve point one to the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "An act establishing a public school employees' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employees, defining the uses

and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employees; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," providing for the retention of membership in the Public School Employees' Retirement Association by any contributor who ceases to be a public school employee and becomes a State employee and a member of the State Employees Retirement Association.

Senate Bill No. 851, entitled:

An Act to add section eleven point one to the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employees, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employees serve; excepting annuities, allowance, returns, benefits, and rights from taxation and judicial process; and providing penalties," providing for the retention of membership in the State Employees' Retirement Association by any contributor who ceases to be a State employee and becomes a public school employee and a member of the Public School Employees' Retirement Association.

Senate Bill No. 852, entitled:

An Act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the County Assessing Authority Board of Revision of Taxes Receiver of School Taxes County Treasurer Board of Public Education in such districts and courts Providing for compensation to certain officers and employees and imposing penalties.

Senate Bill No. 857, entitled:

An Act to amend section two thousand two hundred eleven of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by increasing the salary of school controllers.

Senate Bill No. 859, entitled:

An Act to further amend section four of the act, approved the twenty-seventh day of April, one thousand nine hundred twenty-seven (P. L. 465), entitled "An act to provide for the safety of persons employed, housed, or assembled in certain buildings and structures not in cities of the first class, second class, and second class A, by requiring certain construction and ways of egress, equipment, and maintenance; providing for the licensing of projectionists; requiring the submission of plans for examination and approval; providing for the promulgation of rules and regulations for the enforcement of this act; providing for the enforcement of this act by the Department of Labor and Industry, and, in certain cases, by the chiefs of fire departments in cities of the third class; providing penalties for violations of the provisions of this act; and repealing certain acts," permitting the use of an automatic mechanically operated device as a means of egress and escape from buildings in cases of fire and panic.

Senate Bill No. 860, entitled:

An Act to make unlawful the possession of untaxed or unstamped cigarettes and providing for summary conviction and penalties.

Senate Bill No. 861, entitled:

An Act to further amend section two hundred thirteen subsection (f) of section four hundred forty-eight subsection (g) of section seven hundred ten and to add subsection (h) to section seven hundred ten of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commission and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" authorizing heads of departments to act by deputy as ex-officio members of any board or commission and authorizing the Secretary of Health to act by deputy both as a member and as chairman of the Advisory Health Board to authorize the Pennsylvania State Police to assist the Department of Revenue in the collection of tax on cigarettes and to permit search without warrant for law violations where the duty of enforcement or administration is in the Department of Revenue.

Senate Bill No. 862, entitled:

An Act making an appropriation to the Chapman Recreational Park, Mead Township, Warren County, for constructing buildings and improvements and maintenance thereof.

Senate Bill No. 863, entitled:

An Act authorizing the Secretary of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Warren State Hospital, to sell and convey a certain tract of land in the township of Conewango, County of Warren, Pennsylvania, but reserving therefrom an existing easement of right-of-way and of ingress and egress for continuance of such easement.

Senate Bill No. 864, entitled:

An Act to repeal the act, approved the eleventh day of April, one thousand eight hundred sixty-eight (P. L. 864), entitled "An act relative to the election of commissioner's clerk in the County of Northampton."

Senate Bill No. 865, entitled:

An Act to amend section one hundred six of the act, approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general, municipal, special and primary elections, the nomination of candidates primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying,

revising and consolidating the laws relating thereto; and repealing certain acts and parts of acts relating to elections," by providing that notices may be published in certain newspapers in certain cases.

Senate Bill No. 867, entitled:

An Act relating to police and firemen's pension funds in cities of the second class A, and directing such cities to appropriate certain moneys thereto, and requiring reports and audits.

Senate Bill No. 868, entitled:

An Act providing for joint action by the Commonwealth of Pennsylvania, and the States of Ohio, West Virginia and Indiana (or any three thereof) in the construction, operation and maintenance of an inter-state highway from the western terminus of the Pennsylvania Turnpike, as authorized to be extended, to the western border of Indiana; authorizing the Governor for these purposes to enter into an agreement with the States in question; creating an Inter-State Turnpike Commission and defining its powers and duties, including the power to finance the construction thereof through the issuance of bonds redeemable from tolls collected for the use of such turnpike.

Senate Bill No. 869, entitled:

An Act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and business therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on Boards of Public Education Receivers of School Taxes and School Treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties.

House Bill No. 1, entitled:

An Act relating to officers and employes of the General Assembly fixing the number qualifications compensation mileage and duties of the officers and employes of the Senate and of the House of Representatives providing for their election or appointment term of office or of service removal and manner of filling vacancies and making appropriations to the Senate House of Representatives and Legislative Reference Bureau.

House Bill No. 2, entitled:

An Act making a deficiency appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June first, one thousand nine hundred forty-five, and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first, one thousand nine hundred forty-five.

House Bill No. 3, entitled:

An Act making an appropriation to the Schuylkill River Desilting Fund for use by the Water and Power Resources Board in continuing the work of correcting existing and preventing future silting of the Schuylkill River above Norristown.

House Bill No. 4, entitled:

An Act to further amend section two hundred seven of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "Administrative Code of 1929" requiring certain qualifications for the Adjutant General.

House Bill No. 5, entitled:

An Act to further amend section five hundred nine of the act, approved the eleventh day of July, one thousand nine hundred twenty-three (P. L. 998), entitled "Mental Health Act of 1923", by further providing for the collection and pro-rating of claims against estates of indigent insane patients and persons liable for their support by the Commonwealth and certain political subdivisions in certain cases; and requiring the Commonwealth to reimburse political subdivisions and wards for moneys heretofore collected.

House Bill No. 7, entitled:

An Act to amend section one of the act approved the twenty-eighth day of May, one thousand nine hundred forty-three (P. L. 793), entitled "An act authorizing counties of the second class to regulate the production of smoke from chimneys, smokestacks or other source, including provisions for the payment of inspection and certificates of compliance fees incident thereto; authorizing the expenditure of money for the employment of persons, and the acquisition of property for effectuating such regulations; and providing penalties for the violation thereof," removing exemption regarding railroad locomotives.

House Bill No. 8, entitled:

An Act to further amend section one of the act approved the twenty-third day of June one thousand eight hundred eighty-five (P. L. 146) entitled "An act relating to marriage licenses providing for officers herein indicated to issue licenses for parties to marry" providing that such licenses may be procured in any county validating all marriages heretofore contracted thereunder.

House Bill No. 18, entitled:

An Act to further amend clause thirty-four and to amend clause forty-one of section two thousand four hundred three of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," including American Veterans of World War II (AMVETS) among the veterans organizations for which certain appropriations may be made and for which space for meetings may be given

House Bill No. 19, entitled:

An Act to amend section one of the act, approved the second day of June, one thousand nine hundred thirty-seven (P. L. 1184), entitled "An act authorizing cities of the first and second class and second class A and incorporated towns to make appropriations to organizations of ex-service men to aid in defraying the expenses of Memorial Day and Armistice Day," including the American Veterans of World War II among the veterans' organizations to which certain appropriations may be made

House Bill No. 20, entitled:

An Act to amend section four hundred thirty-one of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "General County Law," including the American Veterans of World War II (AMVETS) among the veterans' organizations for which certain appropriations may be made

House Bill No. 22, entitled:

An Act authorizing and directing the Legislative Reference Bureau to compile, edit and publish a revised compilation of laws relating to soldiers, sailors and marines, their dependents, and war veteran organizations and making an appropriation.

House Bill No. 23, entitled:

An Act to further amend subsection (a) of section seven hundred twenty-two of the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," including the American Veterans of World War II (AMVETS) among those organizations exempt from payment of registration fees of vehicles used by such organization.

House Bill No. 24, entitled:

An Act to further amend the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act," including American Veterans of World War II (AMVETS) among the veterans' organizations for which certain appropriations may be made and making more specific the veterans' organizations for which money may be appropriated for rental of meeting rooms of such organizations.

House Bill No. 25, entitled:

An Act to further amend section one of the act approved the third day of May one thousand nine hundred twenty-three (P. L. 134) entitled "An act making the proceedings of the conventions of the Departments of Pennsylvania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution" including American Veterans of World War II (AMVETS) among the veterans organizations entitled to the printing of convention reports.

House Bill No. 26, entitled:

An Act to further amend the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-nine (P. L. 872), entitled "The Penal Code," prohibiting the unauthorized wearing of insignia or selling of the official flower of the American Veterans of World War II (AMVETS) and including such organizations among those whose members may wear military uniforms for certain purposes.

House Bill No. 35, entitled:

An Act to further amend the act, approved the twenty-fifth day of July, one thousand nine hundred thirteen (P. L. 1024), entitled "Female Labor Law," changing hours of labor and restrictions relative to age in certain employments; and extending provisions to include additional persons.

House Bill No. 37, entitled:

An Act defining and providing for the licensing and regulation of private schools; conferring powers and imposing duties on the Department of Public Instruction; and imposing penalties.

House Bill No. 41, entitled:

An Act to amend section five hundred five of the act approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 571), entitled "The Fourth to Eighth Class County Assessment Law," increasing the compensation of assessors.

House Bill No. 48, entitled:

An Act to add clause XLIX to section one thousand five hundred two of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," authorizing acquisition of property for, and establishment and maintenance of parking lots.

House Bill No. 50, entitled:

An Act to further amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "The Permanent Registration Act in cities of the third class," by changing the provisions of said act relating to removal notices, transfers of registration, check-up of registers and street lists.

House Bill No. 57, entitled:

An Act to add section three thousand seven hundred twenty-two to the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "Third Class City Law," authorizing the sale of unused and unnecessary land and buildings dedicated to park purposes.

House Bill No. 58, entitled:

An Act making a deficiency appropriation to Sleighton Farm School for Girls, situate in Delaware County, Pennsylvania.

House Bill No. 60, entitled:

An Act to further amend section thirty-nine of the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 849), entitled "The Permanent Registration Act in Cities of the Third Class," by further regulating and changing the provisions of the act relating to cancellation of registration upon the failure to vote within two years by giving removal notice same effect as request for reinstatement.

House Bill No. 73, entitled:

An Act to further amend section two hundred twenty-two of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by further regulating the vacation leave and sick leave to which State employees are entitled with pay.

House Bill No. 82, entitled:

An Act to amend section one thousand four hundred one of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1106), entitled "First Class Township Law," authorizing the assignment of policemen to training schools and the payment of their expenses thereat.

House Bill No. 91, entitled:

An Act to further amend section two hundred six of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "Unemployment Compensation Law," by providing that employers need not retain unemployment compensation records in excess of four years.

House Bill No. 92, entitled:

An Act to amend section one of the act approved the fifth day of April one thousand nine hundred twenty-nine (P. L. 170) entitled "An act to regulate and establish the fees to be charged by justices of the peace and aldermen in this Commonwealth and imposing liability for costs upon the county in certain cases" increasing the fees and costs in certain cases.

House Bill No. 93, entitled:

An Act to amend section one of the act approved the twentieth day of July one thousand nine hundred seventeen (P. L. 1158) entitled "An act to fix regulate and establish the fees to be charged and received by constables in this Commonwealth" increasing the fees in certain cases.

House Bill No. 106, entitled:

An Act requiring that all meetings of legislative bodies of political subdivisions and of boards commissions and authorities created by or operating as agencies of political subdivisions at which ordinances resolutions rules regulations and other actions are adopted to be open to the public permitting the holding of executive sessions from which the public is excluded but prohibiting the adoption of ordinances resolutions rules regulations and actions at such sessions.

House Bill No. 110, entitled:

An Act authorizing cities boroughs towns and townships to regulate parking lots within their boundaries and to collect license or permit fees and require bonds from the operators thereof

House Bill No. 113, entitled:

An Act to add section eight point one and to amend section thirteen of the act, approved the twenty-first day of June, one thousand nine hundred thirty-nine (P. L. 626) entitled "An act providing for and regulating the assessment and valuation of all subjects of taxation in counties of the second class; creating and prescribing the powers and duties of a Board of Property Assessment, Appeals and Review; imposing duties on certain county and city officers; abolishing the board for the assessment and revision of taxes in such counties; and prescribing penalties," by further providing for the assessment and valuation of buildings under construction and land which has been laid out in building lots.

House Bill No. 118, entitled:

An Act to further amend the third paragraph of section five of the act approved the eleventh day of June one thousand nine hundred thirty-five (P. L. 326) entitled "An act relating to counties of the first class defining deceased service persons providing for contributions by the county to the funeral expenses for such persons and their widows providing for the erection and care of markers headstones and flags and for the compilation of war records" authorizing the erection of headstones for deceased service persons whose bodies will not or cannot be returned to the United States and increasing amount of costs in certain cases.

House Bill No. 120, entitled:

An Act to further amend the third paragraph of section four hundred twenty-six of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1228), entitled "General County Law" authorizing the erection of headstones for deceased service persons whose bodies will not or cannot be returned to the United States and increasing amount of costs in certain cases.

House Bill No. 135, entitled:

An Act to amend sections one thousand three and one thousand one hundred ten of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "Pennsylvania Election Code" changing the method of determining priority of political parties on ballot.

House Bill No. 161, entitled:

An Act providing compensation to certain persons who served in the military or naval forces of the United States during World War II; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and providing penalties.

House Bill No. 168, entitled:

An Act providing for the issuance and sale of bonds by the Commonwealth of Pennsylvania for the construction of public building creating a special fund in the State Treasury to be known as the Public Buildings Construction Fund; defining the powers and duties of the Governor, the Auditor General, the State Treasurer, and the Board of Finance and Revenue, in relation thereto; providing for the payment of interest on, and the redemption of, such bonds; and making appropriation.

House Bill No. 174, entitled:

An Act to amend article XXIV of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," empowering township commissioners to compel connection to sewer or drainage systems constructed by any municipality authority.

House Bill No. 175, entitled:

An Act to further amend section six hundred twenty-two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," increasing expense allowance.

House Bill No. 176, entitled:

An Act to amend section two thousand four hundred one of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," broadening powers of first class townships relating to sewers and drains.

House Bill No. 182, entitled:

An Act to further amend clause (c) of section nine of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "Public Assistance Law," by changing the qualifications relating to pensions of blind persons.

House Bill No. 195, entitled:

An Act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry; prescribing penalties; and making an appropriation.

House Bill No. 200, entitled:

An Act to further amend the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2423) entitled as amended "An act establishing a Pennsylvania State Police Retirement System providing for payments upon retirement death disability involuntary retirement and of certain medical expenses from the State Employees' Retirement Fund under the Administration of the State Employees' Retirement Board providing for contributions by members of the Pennsylvania State Police and the Commonwealth providing for the guarantee by the Commonwealth of certain of said funds providing for the subrogation of the Commonwealth to the rights of the member or dependents against certain third parties exempting annuities allowances returns benefits and rights from taxation and judicial processes and providing penalties" by increasing the amounts of the State annuities removing certain restrictions on the payment of such annuities and further regulating certain retirement allowances paid under said act

House Bill No. 206, entitled:

An Act to amend section two of the act approved the third day of May one thousand nine hundred twenty-three (P. L. 134) entitled "An act making the proceedings of the conventions of the Departments of Pennsyl-

vania of the Grand Army of the Republic and the United Spanish War Veterans a part of the public records of the State and providing for their publication and distribution" by increasing the number of copies to be published.

House Bill No. 207, entitled:

An Act to authorize cities, boroughs, incorporated towns, townships and school districts to file suggestions of non-payment and averments of default, or to sue out writs of scire facias on certain tax or municipal claims, and to revive judgments where the lien of such claims, or the judgments thereon, have been lost and providing for the reinstatement of the liens of such claims and judgments.

House Bill No. 208, entitled:

An Act to amend section five hundred fifteen of the act approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law," increasing compensation of supervisors for each meeting attended.

House Bill No. 215, entitled:

An Act to further amend paragraph six of section one of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employees Retirement Law," including within the definition of State employe, employes of the Pennsylvania Turnpike Commission.

House Bill No. 216, entitled:

An Act creating a commission to study the educational facilities and needs of the citizens in certain educational fields; the financing, administration and other features of collegiate institutions; prescribing the powers and duties; and making an appropriation.

House Bill No. 224, entitled:

An Act to amend clause one of section one thousand five hundred two of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), "First Class Township Law," making special provision for the publication of ordinances setting up certain codes.

House Bill No. 229, entitled:

An Act to add subdivision (d-1) containing section three thousand two hundred forty-eight to the act approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," authorizing such cities to furnish and construct sewerage facilities outside of the city.

House Bill No. 233, entitled:

An Act to further amend section two of the act approved the eighth day of June one thousand eight hundred ninety-three (P. L. 344) No. 284) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" prescribing the manners in which a husband may join in his wife's conveyance.

House Bill No. 234, entitled:

An Act to amend section seven of the act approved the twenty-four day of July, one thousand nine hundred forty-one (P. L. 490), entitled "Uniform Acknowledgment Act," regulating acknowledgments of written instruments made by corporations.

House Bill No. 236, entitled:

An Act to amend subsections one and two of section nine of the act approved the twenty-fourth day of July, one thousand nine hundred forty-one (P. L. 490), entitled "Uniform Acknowledgment Act," defining how certificates of certain acknowledgments taken without the State shall be authenticated.

House Bill No. 237, entitled:

An Act to amend sections one thousand seventeen and one thousand two hundred seven of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," removing the maximum limits on salaries of councilmen and mayors.

House Bill No. 239, entitled:

An Act to further amend the act approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 457), entitled "Building and Loan Code," by further defining and limiting the rights, powers, duties liabilities, and immunities of building and loan associations, and their shareholders.

House Bill No. 245, entitled:

An Act creating for a limited time public bodies corporate and politic to be known as Veterans' Housing Authority to make available for veterans of World War II temporary emergency housing accommodations; empowering them to acquire by purchase, gift, or eminent domain certain dwellings and other structures; providing for their organization and the exercise of their powers and duties including the borrowing of money, issuing bonds and other obligations, the leasing and selling of property acquired and conferring certain powers and duties on the governing bodies of cities and counties and the State Board of Housing.

House Bill No. 246, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the commission's share of the cost of paving a certain street on which abuts certain historical sites owned by the Commonwealth.

House Bill No. 247, entitled:

An Act making an appropriation to the C. Dudley Saul Clinic of the Saint Luke's and Children's Medical Centre, Philadelphia, Pennsylvania, for the purpose of expanding its facilities for the care and treatment of alcoholics.

House Bill No. 255, entitled:

An Act making a deficiency appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

House Bill No. 263, entitled:

An Act relating to firemen's pension funds in cities of the second class A and directing such cities to appropriate certain moneys thereto

House Bill No. 266, entitled:

An Act to amend section five hundred ten of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," by providing for the appointment of a deputy treasurer when treasurer is unable to perform the duties of his office.

House Bill No. 268, entitled:

An Act making an appropriation to the Department of Forests and Waters for the purpose of restoring and repairing Lappanwinzo Dam at Northampton, Northampton County, Pennsylvania damaged by flood waters.

House Bill No. 275, entitled:

An Act to amend section twenty-seven and subsection (a) of section twenty-eight of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1132), entitled "The Permanent Registration Act in Cities of the Second Class A," increasing the period of time in which removal notices and registration transfers must be made.

House Bill No. 287, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to convey to the Borough of Towanda for use as an airport certain real estate located in the Township of Towanda County of Bradford and heretofore acquired by the Commonwealth for development as an airport.

House Bill No. 288, entitled:

An Act to further amend subdivision (1) of subsection (x) of section four of the act, approved the fifth day of December, one thousand nine hundred thirty-six (1937 P. L. 2897), entitled "Unemployment Compensation Law," changing definition of wages.

House Bill No. 296, entitled:

An Act relating to the incidents of legal and equitable interests in real and personal property, including the validity thereof, the powers, rights, and duties of persons with respect thereto, and the disposition of interests which fail, and containing provisions concerning termination of trusts, releases and disclaimers of powers and interests, perpetuities, accumulations, charitable estates, rights of a surviving spouse in property as to which the decedent has retained certain powers, spendthrift trusts, limited estates in property, rules of interpretation, estates pur autre vie, estates in fee tail, and the Rule in Shelley's Case.

House Bill No. 297, entitled:

An Act relating to the descent of the real and personal estate of persons dying intestate and the procedure in reference thereto.

House Bill No. 298, entitled:

An Act relating to the form execution revocation operation and interpretation of wills to nuncupative wills to the appointment of testamentary guardians to elections to take under or against wills and the procedure in reference thereto.

House Bill No. 302, entitled:

An Act to amend section one thousand two hundred six of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled, "Public School Code," by further providing for leaves of absence of professional employes because of illness or other causes.

House Bill No. 303, entitled:

An Act making an appropriation to the Orlando S. Johnson Industrial School of Scranton, Pennsylvania, for maintenance and purchase of supplies and equipment.

House Bill No. 305, entitled:

An Act to reenact and further amend section one of the act, approved the second day of June, one thousand eight hundred and ninety-one (P. L. 176), entitled "Anthracite Coal Mining Law," requiring mine inspectors to inspect mines where from two to five persons are employed or engaged in work; providing for the correction of unsafe conditions in and unsafe operation of such mines, and for remedies to close such mines until such conditions are corrected; and providing penalties.

House Bill No. 309, entitled:

An Act to further amend section seven of the act, approved the fourth day of June, one thousand nine hundred forty-three (P. L. 883), entitled "An act authorizing and directing the Department of Highways to erect and maintain, as a post war construction project, a toll bridge over the Allegheny River between a point in or near the Borough of Tarentum, Allegheny County, and a point in Westmoreland County, and to provide the necessary approaches and connections with State highways; providing for the acceptance of Federal aid; empowering counties to pay certain damages; providing for the collection of tolls on such bridge; and making an appropriation," appropriating additional funds from the Motor License Fund for the construction of said bridge.

House Bill No. 313, entitled:

An Act authorizing and empowering cities of the first class of this Commonwealth to acquire by purchase lease or condemnation any land within said cities with the buildings thereon if any to construct buildings and facilities thereon to operate the same as parking lots or public garages subject to certain conditions or to lease such parking lots or garages for private operation and to fix the terms and conditions of such leases.

House Bill No. 314, entitled:

An Act to further amend section five and six of the act approved the twentieth day of May one thousand nine hundred fifteen (P. L. 566) entitled "An act requiring cities of the first class to establish a pension fund for employees of said cities and all county or other public employees if any paid by appropriation of the city councils thereof and out of the treasury of said cities and regulating the administration and the payment of such pensions" by requiring all city county or other public employees whether paid a per diem wage or otherwise to become members of the pension system of such city and removing optional rate of contribution

House Bill No. 316, entitled:

An Act to amend section four of article XVI of the act, approved the twenty-fifth day of June, one thousand nine hundred nineteen (P. L. 581), entitled "First Class City Charter Law," by increasing the salaries of councilmen.

House Bill No. 317, entitled:

An Act to reenact and amend the title and the act, approved the second day of May, one thousand nine hundred forty-five, (P. L. 375), entitled "An act conferring upon the councils of cities of the first class the power and devolving upon them the duty of fixing and determining the salaries, wages and other compensation payable out of the treasury of such cities from and after the first day of January, one thousand nine hundred and forty-six of all public officers, clerks and other public employees except the salaries of elected officers, whose salaries are fixed by law, and except the salaries, wages or other compensation of officers, clerks and employees of the courts, which are fixed by law, or by the courts," by vesting in city council of cities of the first class the power to fix the salaries, wages or other compensation of employees of the courts.

House Bill No. 319, entitled:

An Act authorizing the mayor, controller and treasurer of any city or county of the first class, to invest money in the treasury of such city or county not required for immediate use in certain obligations of the United States Government, and to sell or have the same redeemed.

House Bill No. 321, entitled:

An Act making an appropriation for the maintenance, repair and improvement of the Port of Philadelphia.

House Bill No. 326, entitled:

An Act relating to marriage and amending, revising, consolidating and changing the law relating thereto.

House Bill No. 327, entitled:

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," transferring from the Department of Public Instruction to the Department of Mines, the Anthracite Mine Inspectors' Examining Board and the Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania, and providing reimbursement for certain expenses to members of such boards.

House Bill No. 328, entitled:

A Supplement to the act approved the fourth day of June one thousand nine hundred and forty-five (Appropriation Acts page 63) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred forty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-five" providing for a deficiency in the appropriation made by said act to the Department of Forests and Waters for the operation of a Nautical School for the fiscal biennium ending May thirty-first one thousand nine hundred and forty-seven

House Bill No. 330, entitled:

An Act to amend sections eight, nine and fourteen of the act approved the fifth day of May, one thousand nine hundred twenty-one (P. L. 389), entitled "An act to regulate and control the manufacture, sale, offering for sale, giving away, and use of weights and measures and of weighing and measuring devices in the Commonwealth of Pennsylvania; providing for the approval and disapproval of such weights, measures, and devices by the Bureau of Standards; and prescribing penalties," providing for marking; and changing penalties.

House Bill No. 331, entitled:

An Act to further amend clause (c) of section two of the act approved the twenty-third of May, one thousand nine hundred nineteen (P. L. 278), entitled "An act supplementary to an act approved the eleventh day of May, one thousand nine hundred eleven, entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof"; providing for the examination of the glassware used for testing milk and cream for butterfat with the Babcock test; prohibiting the use of inaccurate testing glassware; defining the term Standard Babcock Glassware; and fixing penalties for the violations of the provisions of this act," regulating contents of Standard Babcock Pipette.

House Bill No. 332, entitled:

An Act to amend the title and section one of the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 560) entitled "An act authorizing and empowering school districts of the first and second class to furnish food including milk to undernourished and poor school children in their districts and providing that the acceptance and distribution of surplus commodities furnished by the Federal Government to such school districts shall not affect or limit the provisions hereof" extending the provisions thereof to all classes of school districts.

House Bill No. 333, entitled:

An Act to provide for the establishment maintenance operation and expansion of nonprofit school lunch programs in schools in the Commonwealth of Pennsylvania

House Bill No. 336, entitled:

An Act to further amend section two hundred three of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by further changing the provisions of the act relating to the titling of commercial motor vehicles.

House Bill No. 337, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor to convey to the Borough of Ebensburg Cambria County certain property located in Cambria County and commonly known as the "Keystone Airport."

House Bill No. 344, entitled:

An Act to amend section four of the act approved the thirty-first day of May one thousand nine hundred twenty-three (P. L. 481) entitled "An act providing for the appointment of boards of examiners to examine applicants for certificates of qualification as mine foremen assistant mine foremen and fire bosses in the bituminous coal mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners authorizing the Chief of the Department of Mines to determine the district in which the boards of examiners shall hold examinations and to designate the boards before whom applicants in the various inspection districts shall appear providing for the issuance of certificates of qualification to successful applicants fixing the fees to be paid by applicants and providing for their disposition forbidding the employment of unqualified persons as mine foremen assistant mine foremen and fire bosses providing a penalty for forging or making false statements regarding certificates" changing compensation of board members

House Bill No. 345, entitled:

An Act to amend the title and sections one, two, four, five, eight, ten, eleven, twelve, thirteen, fourteen and sixteen of the act, approved the twenty-second day of May, one thousand nine hundred thirty-five (P. L. 233), entitled "Policemen's Relief and Pension Fund Law," to provide for widows of members of pension funds in certain circumstances; to fix terms for which personnel of board of managers shall be elected; to change the method of determining availability for disability pensions; to fix the amount of contributions of members and pension payments to beneficiaries, and to provide in certain circumstances for the return of contributions.

House Bill No. 346, entitled:

An Act to validate the title to real estate for which a deed or transfer was properly executed and recorded without containing a certificate setting forth the residence of the grantee.

House Bill No. 350, entitled:

An Act to amend section sixteen of the act, approved the twenty-fourth day of January, one thousand eight hundred forty-nine (P. L. 678), entitled "An act authorizing the commissioners of the incorporated districts of the Northern Liberties and Kensington, to open a street to be called Delaware avenue; relative to the duties of assessors; venders of mineral waters; the Fire association of Philadelphia; vacancies in the school boards in the county of Philadelphia to lost mortgages; auditors of Philadelphia county; rebuilding of the court house in Philadelphia; to enable the commissioners of Philadelphia county to borrow money; to settle certain accounts between Spring Garden and the commonwealth; and respecting the appointment of auditors," limiting appointive powers of judges in certain cases.

House Bill No. 358, entitled:

An Act to further amend the act, approved the nineteenth day of July, one thousand nine hundred thirty-five (P. L. 1356), entitled "Licensed Weightmasters Act," providing for transportation of solid fuel over a public highway; making exceptions to necessity of weightmaster's certificate; and designating certain acts as prima facie evidence of short weight.

House Bill No. 360, entitled:

An Act to repeal certain statutes relating to weights and measures.

House Bill No. 361, entitled:

An Act to further amend section two hundred twenty of the act approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "Fish Law of 1925," providing for free fishing licenses to certain disabled war veterans.

House Bill No. 362, entitled:

An Act to amend section two of the act approved the eighteenth day of May, one thousand nine hundred forty-five (P. L. 802), entitled "An act to fix the standard weights of containers for wheat and corn flours, corn-meals, hominy and hominy grits; and to provide penalties for the violation of this act," extending provisions of the act.

House Bill No. 364, entitled:

An Act to further amend subsection (a) of section two hundred ten of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," increasing the salary of the Commissioner of Fisheries.

House Bill No. 365, entitled:

An Act to further amend the first paragraph of section two hundred twenty and to add clause (n) to section two hundred eighty-five of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448), entitled "Fish Law of 1925," increasing the resident fishing license fee, and authorizing the expenditure of money for the clearance of streams and experiments in methods for controlling stream pollution.

House Bill No. 387, entitled:

An Act to further amend section one of the act approved the eighth day of April, one thousand eight hundred sixty-eight (P. L. 73), entitled "An act to authorize the recorder of deeds in the several counties of this Commonwealth to record the discharges of all honorably discharged officers and soldiers," providing for the recording of certificates of service issued commissioned officers.

House Bill No. 390, entitled:

An Act to amend section nine hundred six of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," authorizing the granting of railroad rights of way and the right to maintain radio stations or radio towers on lands acquired for the use of the Pennsylvania Game Commission.

House Bill No. 392, entitled:

An Act to further amend section three of the act, approved the eleventh day of May, one thousand nine hundred eleven (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," changing penalties.

House Bill No. 393, entitled:

An Act to amend sections two and five of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1007) entitled "An act to prevent fraud and deception regulating the weights and measures in the sale or offering for sale of fruits and vegetables in this Commonwealth regulating sales of fruits and vegetables in original unbroken standard containers imposing certain powers and duties on the Department of Internal Affairs and county and city inspectors of weights and measures and prescribing penalties" further regulating such weights and measures and increasing penalties

House Bill No. 402, entitled:

An Act to amend section three of the act, approved the fifteenth day of June, one thousand nine hundred thirty-seven (P. L. 1743 Number 368), entitled "1937 Magistrates' Court Act" by removing the restrictions against magistrates participating in political activities.

House Bill No. 406, entitled:

An Act to further amend clauses six and nine of section one and section three of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employees Retirement Law," further defining State employes and original members and making further exception to compulsory membership in the system.

House Bill No. 417, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts, county superintendents, assistant county superintendents and district superintendents; and providing for reimbursement by the Commonwealth; and repealing certain provisions of said act.

House Bill No. 426, entitled:

An Act making real estate owned by the Commonwealth or any agency thereof subject to local taxes in certain cases and providing for the payment of such taxes by the Commonwealth or the agency thereof

House Bill No. 427, entitled:

An Act to further amend sections six and seven of the act, approved the twenty-fourth day of July, one thousand nine hundred thirteen (P. L. 965), entitled "Commodities Weight and Measure Law," changing the weight of a

bushel of hair (plastering); and exempting from necessity of net quantity being marked thereon, any package containing less than one ounce of liquid or dry commodities and selling for five cents or less.

House Bill No. 428, entitled:

An Act to amend section two of the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1107) entitled "An act for the construction erection and maintenance of roadside rests adjacent to State highway routes providing for the acquisition of interests in land by gift purchase or condemnation granting powers to and imposing duties upon the Department of Highways the Secretary of Highways the Governor and the Department of Property and Supplies authorizing rules and regulations and providing penalties for violations thereof and making an appropriation" by increasing the maximum cost of any one roadside rest

House Bill No. 432, entitled:

An Act to further amend subsections (b) and (c) of section one thousand two of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," providing for establishment of restricted speed zones in certain cases and further regulating the speed of motor buses and omnibuses.

House Bill No. 438, entitled:

An Act to further amend section three of and add section four to the act approved the twenty-fourth day of May one thousand eight hundred ninety-three (P. L. 129) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" deleting provisions relating to termination of right to participate in the fund and regulation thereof and providing that compensation or pension is not to be subject to attachment execution assignment or transfer and payable only to beneficiary designated in person

House Bill No. 439, entitled:

An Act to add section five point one to the act, approved the nineteenth day of June, one thousand nine hundred thirty-one (P. L. 589), entitled as amended "Barbers License Law," further regulating apprentices and students and their registration in such occupation in certain cases.

House Bill No. 445, entitled:

An Act to further amend section one thousand four hundred twelve of the act, approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "Public School Code," requiring the Commonwealth to pay the tuition of certain non-resident inmates of institutions attending public schools.

House Bill No. 447, entitled:

An Act to further amend section two hundred thirteen and subsection B of section two hundred twenty-one of the act, approved the second day of May, one thousand nine hundred twenty-five (P. L. 448) entitled "Fish Law of 1925," further regulating the catching, possession, and sale of bait fish; and raising the license fee and increasing the length of time covered by tourist fishing licenses.

House Bill No. 461, entitled:

An Act to further amend clause (i) of section two thousand four hundred two of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929" by allowing State airports to be leased for periods not to exceed five years.

House Bill No. 462, entitled:

An Act relating to Federal aid to political subdivisions for the development of public airports.

House Bill No. 463, entitled:

An Act to add clause IL to section one thousand five hundred two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law" authorizing either alone or jointly with other political subdivisions, the acquisition of land for, and the operation, and leasing of airports, airdromes, landing fields and airport facilities

House Bill No. 464, entitled:

An Act to add clause XXVI to section seven hundred two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law," authorizing either alone or jointly with other political subdivisions, the acquisition of land for, and the operation and leasing of airports, airdromes, landing fields, and airport facilities.

House Bill No. 465, entitled:

An Act to add section five hundred twenty-six to the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," providing for the purchase, maintenance and operation of aircraft by the Pennsylvania Aeronautics Commission, for official use and for the payment of charges therefor into the Motor License Fund; and appropriating the same to the Pennsylvania Aeronautics Commission.

House Bill No. 466, entitled:

An Act making an appropriation to the Department of Commerce to be used by the Pennsylvania Aeronautics Commission for the encouragement and development of aeronautics.

House Bill No. 467, entitled:

An Act making an appropriation to the Department of Commerce out of the Motor License Fund for the use of the Pennsylvania Aeronautics Commission.

House Bill No. 472, entitled:

An Act to further amend clauses six and nine of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employees Retirement Law," further defining State employes and original members so as to extend the benefits of the act to employes of institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, acquired by the Commonwealth for actual use as State mental hospitals and making an appropriation therefor.

House Bill No. 477, entitled:

An Act to further amend section fifteen and to add section fifteen point one to the act, approved the eleventh day of May, one thousand nine hundred twenty-one (P. L. 522), entitled, as amended, "Dog Law of 1921" authorizing county treasurers to retain certain moneys collected under said act and the payment thereof to certain societies for prevention of cruelty to animals, upon petition to and under supervision of the courts of common pleas, and providing for the disposition of unexpended funds.

House Bill No. 478, entitled:

An Act to add section fifteen point one to the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 818) entitled "An act relating to

dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial, show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done by dogs and payment thereof by the proper county to the owners of livestock and poultry and of damages to licensed dogs imposing powers and duties on certain State county city borough town and township officers and employes and on city councils of cities of the first and second class and providing penalties" authorizing the payment of certain moneys collected under the provisions thereof to societies for the prevention of cruelty to animals upon petition to and under the supervision of the court

House Bill No. 487, entitled:

An Act to add subsection three point one to section eight of the act, approved the eighteenth day of July, one thousand nine hundred seventeen (P. L. 1043), entitled "School Employees Retirement Law" by further providing for certain Commonwealth contributions to the fund.

House Bill No. 492, entitled:

An Act to amend the act, approved the twenty-fifth day of May, one thousand nine hundred thirty-seven (P. L. 814), entitled "The Permanent Registration Act in Cities of the Second Class," by increasing the compensation and raising the maximum compensation in certain cases.

House Bill No. 494, entitled:

An Act to further amend the act, approved the nineteenth day of June, one thousand nine hundred thirty-one (P. L. 589), entitled, as amended "Barbers License Law," by further regulating the practice of barbering, the annual renewal of certificates, and the eligibility requirements for examinations.

House Bill No. 497, entitled:

An Act to ascertain and appoint the fees to be received by clerks of the courts of oyer and terminer and quarter sessions of the Commonwealth in counties of the third, fourth, fifth, sixth, seventh and eighth classes.

House Bill No. 499, entitled:

An Act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties of the third, fourth, fifth, sixth, seventh and eighth classes, to provide the time of paying the same, and to repeal all acts inconsistent herewith.

House Bill No. 500, entitled:

An Act to add sections ninety-eight and ninety-nine to the act, approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278), entitled, "General County Law," authorizing and regulating the formation of a state association by prothonotaries and clerks of the court of quarter sessions, and providing that certain expenses are to be paid by the counties.

House Bill No. 501, entitled:

An Act to amend article seven, section seven hundred one, paragraph (1) of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by authorizing the substitution of a facsimile signature of the Governor on official documents requiring his signature or approval.

House Bill No. 503, entitled:

An Act to amend, or further amend, sections eight hundred six, eight hundred eight, and eight hundred thirty of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by making it unlawful for certain persons to disturb wild birds or wild animals within safety zones during the open hunting or trapping season; clarifying the law with reference to shooting within safety zones; prohibiting the conveyance of certain firearms without being wrapped or in a case; and clarifying the law with reference to hunting accident reports.

House Bill No. 505, entitled:

An Act empowering cities of the second class to levy assess and collect or to provide for the levying assessment and collection of additional taxes for general revenue purposes and permitting penalties to be imposed and enforced.

House Bill No. 507, entitled:

An Act to amend sections eleven hundred three and eleven hundred five of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law," by restricting the payment of bounties to residents of the Commonwealth; reducing the penalty for presentation of illegal bounty claims; and clarifying the law with reference thereto.

House Bill No. 509, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania for a deficiency in the one thousand nine hundred forty-five one thousand nine hundred forty-seven biennial appropriation.

House Bill No. 514, entitled:

An Act to amend the act approved the thirteenth day of June one thousand eight hundred eighty-three (P. L. 122) entitled "A supplement to an act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved April twenty-ninth one thousand eight hundred and seventy-four providing for the improvement amendment and alteration of the charters of corporations of the second class and authorizing the incorporation of traction motor companies" by changing the requirements for advertising notice of intention to improve amend or alter a charter incorporated under said supplement.

House Bill No. 517, entitled:

An Act to further amend sections eight hundred eight and one thousand one hundred one of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364) entitled "Business Corporation Law," eliminating requirement that certificates of clearance be filed with articles of amendment or of dissolution.

House Bill No. 518, entitled:

An Act to further amend paragraph one of clause (a) of section forty-one of the act, approved the seventh day of June, one thousand nine hundred seventeen (P. L. 447), entitled as amended "Fiduciaries Act of 1917," authorizing as legal investments mortgages guaranteed or insured under the Federal Servicemen's Readjustment Act.

House Bill No. 522, entitled:

An Act to amend section eight hundred one of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "Nonprofit Corporation Law," by allowing the merger and consolidation of domestic and foreign nonprofit corporations.

House Bill No. 525, entitled:

An Act to amend section eight hundred seven of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "Business Corporation Law," providing for advertisement of articles of amendment after adoption by shareholders.

House Bill No. 526, entitled:

An Act to reenact section four hundred one of the act, approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333), entitled "Pennsylvania Election Code," providing for the election and term of judges and inspectors of elections.

House Bill No. 527, entitled:

An Act to further amend section nine hundred four of the act, approved the fifth day of May one thousand nine hundred thirty-three (P. L. 364), entitled "Business Corporation Law," limiting requirement to advertise intention to file articles of merger or consolidation.

House Bill No. 531, entitled:

A Supplement to the act approved the 7th day of March, one thousand nine hundred and one (P. L. 20), entitled "Second Class City Law," establishing a department of parks and recreation in said cities; providing for its officers and employees; and defining the powers, duties and jurisdiction of said department.

House Bill No. 532, entitled:

An Act regulating the sale and resale for profit and the carrying on of the business of selling or reselling tickets or other devices for admission to places of amusement providing for the licensing of persons reselling such tickets for profit providing for the suspension and revocation of such licenses imposing duties on licensees and owners or operators of places of amusement imposing powers and duties on the Department of Revenue county treasurers district attorneys and the receiver of taxes and city solicitors in cities of the first class making disposition of moneys collected and providing penalties.

House Bill No. 533, entitled:

An Act to further amend section two of the act approved the eighth day of June one thousand eight hundred ninety-three (P. L. 344) entitled "An act relating to husband and wife enlarging her capacity to acquire and dispose of property to sue and be sued and to make a last will and enabling them to sue and to testify against each other in certain cases" authorizing conveyances of real estate by married woman to her husband or to her husband and herself jointly without joinder of her husband.

House Bill No. 534, entitled:

An Act to further amend section one of the act approved the thirteenth day of May one thousand nine hundred twenty-seven (P. L. 984) entitled "An act relating to transactions between a person acting on his own behalf and the same person acting jointly with others and to make uniform the law relating thereto" by authorizing conveyances by husband or wife without the joinder of his or her spouse to husband and wife as tenants by the entireties.

House Bill No. 535, entitled:

An Act to amend section one thousand nine of Article Ten of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "Banking Code," as amended, to permit certain Banks and Trust Companies to acquire and hold additional shares of stock of certain Title Insurance Companies.

House Bill No. 538, entitled:

An Act to further amend the act approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "General County Law," creating a County Transit and Traffic Commission in counties of the second class, providing for its membership and defining its powers and duties.

House Bill No. 541, entitled:

An Act to further amend paragraph six of section one of the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employees' Retirement Law," by further defining State employe to include employees of the Interstate Commission on the Delaware River Basin.

House Bill No. 542, entitled:

An Act creating as bodies corporate and politic "Parking Authorities" in cities of the second class prescribing the rights powers and duties of such authorities authorizing such authorities to acquire construct improve maintain and operate parking projects to conduct research of the parking problem and to establish a permanent coordinated system of parking facilities and to borrow money and issue bonds therefor providing for the payment of such bonds and prescribing the rights of the holders thereof conferring the right of eminent domain on such authorities empowering such authorities to enter into contracts with and to accept grants from the Federal Government State political subdivisions of the State or any agency thereof exempting the property and securities of such parking authorities from taxation and conferring exclusive jurisdiction on certain courts over rates.

House Bill No. 544, entitled:

An Act to further amend section one thousand four hundred thirteen of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," providing special education for children afflicted with cerebral palsy or otherwise physically handicapped.

House Bill No. 553, entitled:

An Act to further amend the act approved the twelfth day of May one thousand eight hundred eighty-seven (P. L. 95) entitled "An act regulating the compensation of county auditors within this Commonwealth" increasing the compensation of county auditors

House Bill No. 554, entitled:

An Act providing that in cities of the first class in all cases where taxes are due and unpaid upon a single tract of land and it is desired to divide such tract into separate parcels the Board of Revision of Taxes may apportion such taxes ratably between or among the parcels so divided and providing that upon payment of the taxes and proper costs on any such parcel it shall be released from the lien.

House Bill No. 556, entitled:

An Act to further amend the second paragraph of section one thousand four hundred four of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," empowering the State Council of Education to prescribe and adopt rules, regulations, standards and qualifications governing the transportation of pupils.

House Bill No. 558, entitled:

An Act to amend section four hundred nineteen of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one, (P. L. 682), entitled "Insurance Company Law of 1921," by permitting certain additional insurance companies to come within the provisions thereof.

House Bill No. 568, entitled:

An Act relating to establishing and regulating the Port of Chester; creating the commission for the Port of Chester as a departmental administrative commission in the Department of Forests and Waters and prescribing its powers and duties; regulating the acquisition, transfer, construction and use of navigation facilities; providing for regulating services and fixing rates for wharfage, cramage and dockage; authorizing the abatement of nuisances and the correcting of improper conditions, and collecting the cost thereof from the owner or occupant of harbor structures; prescribing penalties, and making an appropriation.

House Bill No. 572, entitled:

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-nine (P. L. 191) entitled "An act authorizing transfers of sums of money from the General Fund to the State Stores Fund under certain conditions providing for subsequent transfers of equal sums from the State Stores Fund to the General Fund and making appropriations necessary to effect such transfers" by increasing the limit of funds which may be temporarily transferred from the General Fund to the State Stores Fund.

House Bill No. 576, entitled:

An Act fixing the fees of the recorder of deeds in counties of the sixth, seventh and eighth class.

House Bill No. 577, entitled:

An Act making a deficiency appropriation to aid certain school districts

House Bill No. 578, entitled:

An Act making a deficiency appropriation to the Glenn Mills Schools, situated in Delaware County, Pennsylvania.

House Bill No. 579, entitled:

A Supplement to the act approved the fourth day of June one thousand nine hundred forty-five (Appropriation Acts page 63) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Department of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-five" providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first one thousand nine hundred and forty-seven

House Bill No. 586, entitled:

An Act relating to the public practice of certified public accountants; providing for the certification of persons desiring to practice, and the listing of persons engaged in practicing, as certified public accountants; and for the suspension and revocation of such certificates, subject to appeal, and for their reinstatement; prescribing the powers and duties of the State Board of Examiners of Public Accountants and the Department of Public Instruction; providing for ownership of working papers; defining unlawful acts and acts not unlawful; providing penalties; and repealing existing laws.

House Bill No. 587, entitled:

An Act making an appropriation to Sleighton Farm School for Girls, situated in Delaware County, Pennsylvania.

House Bill No. 592, entitled:

An Act authorizing the conveyance to the Borough of Norristown of a certain tract of land in the Borough of Norristown, County of Montgomery, Pennsylvania.

House Bill No. 601, entitled:

An Act to amend section one of the act, approved the eighteenth day of March, one thousand eight hundred seventy-five (P. L. 32), entitled "An act requiring recorders of deeds to prepare and keep in their respective offices general, direct and ad sectum indexes of deeds and mortgages recorded therein, prescribing the duty of said recorders and declaring that the entries in said general indexes shall be notice to all persons," prescribing additional entries to be made by recorders of deeds in the indexes for deeds and indexes for mortgages.

House Bill No. 614, entitled:

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania, by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans.

House Bill No. 617, entitled:

An Act to further amend section four hundred one of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," further regulating the abolition of wards.

House Bill No. 630, entitled:

An Act to amend section one of the act approved the third day of June one thousand nine hundred eleven (P. L. 631) entitled "An act authorizing a married woman to make conveyance of real estate to her husband and validating all such conveyances heretofore made" authorizing conveyances of real estate of a married woman to her husband and herself jointly as if she were a feme sole.

House Bill No. 631, entitled:

An Act regulating the selling, offering or exposing for sale, of agricultural seeds and seed mixtures for seeding purposes; requiring certain information to be affixed to the container in which such seeds are sold; conferring powers and imposing duties upon the Department of Agriculture and the Secretary thereof; authorizing stop-sale orders by the Secretary in certain cases; providing for inspections, reports and surveys by the department, imposing powers and duties upon certain courts and prescribing penalties.

House Bill No. 635, entitled:

An Act to amend sections three and eight of the act, approved the sixth day of April, one thousand eight hundred thirty (1829-30 P. L. 272), entitled "An act for the levy and collection of taxes upon proceedings in courts, and in the offices of register and recorder, and for other purposes," by further providing for the levy and collection of taxes in certain court proceedings.

House Bill No. 638, entitled:

An Act to amend section six hundred eleven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "Fiscal Code," further providing for collection of certain taxes by prothonotaries.

House Bill No. 639, entitled:

An Act to amend section one of the act, approved the fifth day of April, one thousand eight hundred forty-eight (P. L. 335), entitled "An act changing the time when certain officers shall make their returns," by further providing for the rendering of accounts for, and payment of, taxes received; and making the same conform to existing law.

House Bill No. 640, entitled:

An Act authorizing cities of the first and second classes to enact ordinances prohibiting smoking or the carrying of lighted cigarettes, cigars, pipes or matches or using matches or other fire producing devices in certain retail stores within such cities, and to provide penalties therefor

House Bill No. 642, entitled:

An Act to further amend section five hundred sixty-three of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled, "Public School Code," by providing for the revision of the budget of school districts of the second, third and fourth classes during the fiscal year.

House Bill No. 643, entitled:

An Act to amend sections four hundred two, four hundred nine, for hundred fifteen, and four hundred nineteen of the act approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225), entitled "The Game Law" by increasing the fee for resident and non-resident fur buyers' permits; revising the requirements with reference to tags attached to shipments of propagated game and propagated furbearers; and changing penalties.

House Bill No. 645, entitled:

An Act to further amend section five of the act, approved the thirteenth day of May, one thousand nine hundred fifteen, (P. L. 286), entitled "Child Labor Law" permitting employment of male minors sixteen years of age, or over, in public bowling-alleys.

House Bill No. 646, entitled:

An Act to further amend clause two of section nine of the act approved the twenty-fifth day of May one thousand nine hundred thirty-three (P. L. 1050) entitled "An act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the bureau of fire in cities of the second class creating a board for the management thereof providing the mode and manner of payment to beneficiaries and for the care and disposition of its funds and providing for the transfer and payment of all moneys and securities in existing funds in similar boards superseded by the fund and board herein created" by changing the method of distributing dues paid into the fund in cases of deceased firemen

House Bill No. 651, entitled:

An Act to further amend section four thousand three hundred four of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by providing that the right to participate in the police pension fund, after having been established shall not be forfeited.

House Bill No. 654, entitled:

An Act to permit employes of cities (except of the first and second classes), boroughs, towns, and townships to accumulate annual vacation and sick leave in certain cases.

House Bill No. 659, entitled:

An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by increasing for a further limited period of time the rate of tax imposed upon the gross receipts of certain companies limited partnerships associations joint-stock associations copartnerships and persons by making further provisions for the report and payment of the tax and by further defining gross receipts

House Bill No. 661, entitled:

An Act to reenact and amend the title and the act, approved the ninth day of June, one thousand nine hundred thirty-six, (Special Session of one thousand nine hundred thirty-six, (P. L. 13), entitled "An act imposing an emergency State tax for a limited period of time on liquor, as herein defined, sold by the Pennsylvania Liquor Control Board; providing for the collection and payment of such tax; and imposing duties upon the Department of Revenue and the Pennsylvania Liquor Control Board," as previously reenacted and amended, by extending the provisions thereof for a further limited period of time.

House Bill No. 662, entitled:

An Act to reenact and amend the title and the act, approved the fourteenth day of June, one thousand nine hundred thirty-five (P. L. 341), entitled as amended "Cigarette Tax Act," as previously reenacted and amended, by increasing the rate of tax and the permit fee, by extending the provisions of the act for a further limited period of time, and by extending the provisions of the act to impose a tax upon sales or gifts of tobacco products as defined.

House Bill No. 663, entitled:

An Act to further amend section three of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 284), entitled as amended, "Beverage Tax Law," by temporarily increasing the rates of certain taxes.

House Bill No. 664, entitled:

An Act to provide revenue by imposing a state tax, payable by those herein defined as manufacturers and bottlers and by others of syrups and bottled soft drinks, prepared, used, sold transported or delivered within the Commonwealth; requiring persons as herein defined engaged in the manufacture, bottling, distribution, sale and transportation of syrup and bottled soft drinks to secure permits; prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax; conferring powers and imposing duties on the Department of Revenue and those manufacturing, bottling, distributing, selling and transporting syrup or bottled soft drinks taxable hereunder; and providing penalties.

House Bill No. 665, entitled:

An Act to reenact and amend the title and the act, approved the sixteenth day of May, one thousand nine hundred thirty-five (P. L. 208), entitled as amended "Corporate Net Income Tax Act," as previously reenacted and amended, by extending the provisions of the act for a further limited period of time; and by disallowing any deduction for net operating losses.

House Bill No. 666, entitled:

An Act to further amend section twenty-one of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement

to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," removing the manufacturing exemption with regard to capital stock tax and the franchise tax on domestic and foreign corporations, joint-stock associations, limited partnerships and companies.

House Bill No. 670, entitled:

An Act to amend section four hundred two of the act approved the twenty-fifth day of June, one thousand nine hundred forty-one (P. L. 159), entitled "Municipal Borrowing Law," providing that in certain cases moneys assessed and collected from property owners adjoining or abutting improvements, may be paid into a revolving fund and not in the sinking fund.

House Bill No. 673, entitled:

An Act to further amend the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "Fourth Class County Retirement Law," permitting persons returning to county employment within five years to reinstatement upon fulfilling certain conditions.

House Bill No. 674, entitled:

An Act to further amend section eleven of the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298) entitled "Fourth Class County Retirement Law," including certain per diem employment rendered prior to establishment of retirement system in determining length of service for retirement benefits.

House Bill No. 676, entitled:

An Act to further amend the act, approved the eighth day of July, one thousand nine hundred forty-one (P. L. 298), entitled "Fourth Class County Retirement Law," permitting contributors who entered military service to reinstatement as members upon payment of certain amounts into the retirement fund, and providing that in such cases members shall be given credit as to benefits for time in military service.

House Bill No. 687, entitled:

An Act making an appropriation to the Department of Health for use in research and demonstration work dealing with the improvement of nutritional status of civilians, including children, as well as family groups, industrial workers, and others.

House Bill No. 688, entitled:

An Act making an appropriation to the Department of Forests and Waters for the purpose of maintaining dikes along Darby Creek in Tinicum and Darby Townships, Delaware County, and in Philadelphia.

House Bill No. 693, entitled:

An Act to amend section seven of the act, approved the fourth day of June, one thousand nine hundred forty-five (P. L. 1383), entitled "An act to protect the health, safety and welfare of the public, by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations; defining the powers and duties of said board; authorizing purchase or condemnation of necessary properties, easements, rights and right-of-ways; and making an appropriation," authorizing the Water and Power Resources Board to sell waters from canals, and to lease, sell and convey real, personal or mixed property, acquired by it.

House Bill No. 700, entitled:

An Act authorizing and empowering city treasurers of cities of the second class to sell at public sale lands or real estate upon which the taxes, assessed and levied by the city or school district, are delinquent and unpaid; fixing the interests of all taxing authorities where such lands are purchased by the city; providing for the distribution of moneys received as income from or resale of such lands; and providing for a method of reselling such lands purchased by the city, or by the city and school district within said city at any sale for the nonpayment of taxes, free and clear of all mortgages, ground rents, interest in or claims against said lands.

House Bill No. 701, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania for the School of Veterinary Medicine.

House Bill No. 708, entitled:

An Act to further amend clause III of section seven hundred two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law," further providing for annual assessment of cost and expense for the acquisition of a water system and for the maintenance of fire hydrants and the purchase of hose.

House Bill No. 713, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school

House Bill No. 714, entitled:

An Act to repeal the act approved the nineteenth day of June, one thousand nine hundred thirty-nine (P. L. 430), entitled "An act providing a method of annexation of parts of townships of the first class, in counties of the second class, not in excess of twenty per centum of the assessed value of any such township in counties of the second class, to contiguous cities of the second class, boroughs, or other contiguous townships of the first class, and regulating the proceeding pertaining thereto.

House Bill No. 715, entitled:

An Act to amend the act, approved the second day of July, one thousand nine hundred thirty-five (P. L. 599), entitled "Sunday Motion Pictures Act," by exempting the exhibition of religious motion pictures by churches from the provisions of this act.

House Bill No. 719, entitled:

An Act making an appropriation to the Department of Public Instruction for the expenses involved in licensing and regulating certain private business schools and classes.

House Bill No. 720, entitled:

An Act defining and providing for the licensing and regulation of private business schools and classes and agents thereof; conferring powers and imposing duties upon the State Board of Private Business Schools; and prescribing penalties.

House Bill No. 726, entitled:

An Act to amend section two of the act, approved the twelfth day of May, one thousand nine hundred eleven (P. L. 295), entitled "A supplement to an act, entitled 'An act for the government of cities of the second class' approved the seventh day of March, Anno Domini one

thousand nine hundred and one; providing for the levy collection and disbursement of taxes and water-rents, or rates, and conferring certain powers and duties in reference thereto upon the city treasurer, the board of water assessors and the collector of delinquent taxes; and repealing certain acts relating to matters herein provided for," by fixing a limit for taxes to be levied on real estate.

House Bill No. 735, entitled:

An Act to amend sections four thousand three hundred twenty, four thousand three hundred twenty-one, four thousand three hundred twenty-two, four thousand three hundred twenty-three, four thousand three hundred twenty-four and four thousand three hundred twenty-five of the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by requiring cities to establish a Firemen's Pension Fund and to make contributions to such fund, and providing for and regulating the management and operation of such fund.

House Bill No. 737, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the construction of a driveway at the Ephrata Cloisters.

House Bill No. 738, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for essential repairs and other measures urgently needed for the conservation, protection and development of certain buildings at Ephrata Cloister and important historical shrine belonging to the Commonwealth.

House Bill No. 739, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for essential repairs to buildings of the property at Ambridge, Beaver County, Pennsylvania known as "Old Economy."

House Bill No. 742, entitled:

An Act to amend section one hundred eighty-one of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "General County Law," permitting sheriffs to succeed themselves.

House Bill No. 745, entitled:

An Act to amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309) entitled "Public School Code," by providing for the budgeting of the traveling expenses of county and assistant county superintendents and the allocation of same.

House Bill No. 746, entitled:

An Act to further amend sections two and four of the act, approved the thirtieth day of April, one thousand nine hundred forty-three (P. L. 145), entitled as amended "An act providing for and regulating the accumulation, investment and expenditure by counties, cities, boroughs, incorporated towns, townships and school districts of funds for post war projects," permitting contributions to fund after post war period and the purchase or replacement of school buses.

House Bill No. 750, entitled:

An Act appropriating certain accumulations in the Fire Insurance Tax Fund to cities, townships and boroughs for payments to firemen's relief pension and retirement funds.

House Bill No. 751, entitled:

An Act to further amend sections six hundred eighteen and six hundred twenty-one of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," requiring periodic revisions of standards of the State Council of Education with reference to school buildings; providing for advisory committees in connection therewith; and making the type of heating and ventilating systems optional with boards of school directors.

House Bill No. 754, entitled:

An Act to further amend sections three hundred seventeen, three hundred eighteen, three hundred nineteen, three hundred twenty, three hundred twenty-one, three hundred twenty-two, three hundred twenty-three, and three hundred twenty-four, of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "General County Law," by changing the amount of contributions to the employees' retirement fund and the retirement age of new employees; extending the power of the retirement board in investing the money of the retirement fund; decreasing the length of service necessary to entitle certain members to a retirement allowance upon being totally disabled; refund of contributions; authorizing counties of the second class and county institution district to make additional appropriations.

House Bill No. 757, entitled:

An Act to further amend sections five and sixteen of the act, approved the thirty-first day of March, one thousand eight hundred seventy-six (P. L. 13), entitled "An act to carry into effect section five of article fourteen of the Constitution relative to the salaries of county officers, and the payment of fees received by them into the State or county treasury, in counties containing over one hundred and fifty thousand inhabitants," providing for the time of payment of salaries to county officers.

House Bill No. 758, entitled:

An Act to further amend the act, approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858), entitled "State Employees Retirement Law," by further defining "State employee" and "original member" to include Members of the General Assembly at their option; and [making an appropriation] permitting such members to retire under certain circumstances.

House Bill No. 759, entitled:

An Act to amend section one of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 492) entitled "An act providing for the temporary appointment of policemen in boroughs incorporated towns and townships of the first class for a limited period without conferring civil service status upon the appointees" permitting the conferring of civil service status on appointees in certain cases

House Bill No. 768, entitled:

An Act to add section one thousand six hundred ten point one to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," authorizing the teaching of safe driving of automobiles.

House Bill No. 772, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-one (P. L. 177), entitled "Administrative Code of 1929," by changing the name of the Thaddeus Stevens Industrial School.

House Bill No. 779, entitled:

An Act to amend section forty of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1237), entitled "Divorce Law," providing for a rule upon respondent to furnish a bill of particulars in certain cases.

House Bill No. 780, entitled:

An Act requiring public assistance milk orders to be presented for payment within a certain period otherwise to be canceled and the monies appropriated for their payment to be escheated to the Commonwealth and credited to the current appropriation for public assistance purposes.

House Bill No. 785, entitled:

An Act to further amend the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by creating the Public Service Institute Board in the Department of Public Instruction; and defining its powers and duties.

House Bill No. 787, entitled:

An Act to further amend sections four and ten of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled "Liquid Fuels Tax Law," by extending the provisions of the additional tax for a limited time; and further providing for the distribution of the additional tax to certain political subdivisions of this Commonwealth with certain conditions.

House Bill No. 788, entitled:

An Act to add clause XXVI to section seven hundred two of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law," authorizing the establishment of districts for police protection and providing for an equal assessment on all property benefited by such protection.

House Bill No. 800, entitled:

An Act empowering political subdivisions (except cities of the first class, counties of the first class and school districts of the first class) to levy, assess and collect, or to provide for the levying, assessment and collection of certain additional taxes for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employees to assess and collect such taxes and permitting penalties to be imposed and enforced.

House Bill No. 803, entitled:

An Act to further amend the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "The Permanent Registration Act for Boroughs, Towns and Townships," changing the provisions of said act relating to removal notices, transfer of registration, check-up of registers and street lists.

House Bill No. 805, entitled:

An Act to amend section twenty-five of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled "Second Class County Jury Law," increasing the salaries of members of the commission.

House Bill No. 810, entitled:

An Act to further amend section one thousand eight hundred four of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," as last amended, by adding subsection (h) to authorize the Department of Forests and Waters to acquire by lease, gift, purchase or condemnation lands, buildings and appurtenances thereto for port or harbor purposes.

House Bill No. 813, entitled:

An Act to further amend subsections A and B of section seven hundred seven of the act, approved the fifth day of May, one thousand nine hundred and thirty-three (P. L. 457), entitled "Building and Loan Code," eliminating requirement that certificates of clearance be filed with articles of amendment.

House Bill No. 814, entitled:

An Act to further amend subsection A and B of section eight hundred seven of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "Banking Code," eliminating requirement that certificates of clearance be filed with articles of amendment.

House Bill No. 817, entitled:

An Act defining and regulating certain installment sales of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating and licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting incidental charges in connection with such instruments; and fixing maximum interest rates for delinquencies, extensions and loans; regulating insurance in connection with such sales; regulating reposessions, redemptions, resales and deficiency judgments, and the rights of parties with respect thereto; authorizing extensions, loans and forbearances related to such sales; authorizing investigations and examinations of persons engaged in the business of making or financing such sales; prescribing penalties; and repealing certain acts.

House Bill No. 822, entitled:

An Act to add section four point one to the act, approved the first day of June, one thousand nine hundred forty-five (P. L. 1359), entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description, including, but not limited to, livestock, poultry, farm machinery, farm equipment and crops, grown, growing or to be grown; designating the operation and effect of the lien of such mortgages; providing for the filing, indexing and docketing of such mortgages and related instruments in prothonotaries' offices; and prescribing prothonotaries' fees; providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states; regulating the assignment, release, satisfaction and extension of the lien of such mortgages; prescribing methods of foreclosure; defining defaults and violations; and fixing penalties," limiting and regulating the liability of chattels for subsequent purchases.

House Bill No. 823, entitled:

An Act to add section eleven point one to the act, approved the twelfth day of May one thousand nine hundred twenty-five P. L. 603), entitled "An act concerning conditional sales; and to make uniform the law relating thereto," limiting and regulating liability of goods for subsequent purchases.

House Bill No. 824, entitled:

An Act limiting and regulating liability of goods, wares and merchandise, purchased under bailment lease contracts, for subsequent purchases; and making certain contracts void and unenforceable.

House Bill No. 826, entitled:

An Act relating to strikes by public employes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions and prohibiting strikes by public employes.

House Bill No. 827, entitled:

An act defining and providing for the licensing of private correspondence schools and the registration of agents of such schools; providing for contractual liability; conferring powers and imposing duties on the State Council of Education; and prescribing penalties.

House Bill No. 828, entitled:

An Act making an appropriation to the Department of Public Instruction for the expenses involved in licensing and regulating private correspondence schools and classes.

House Bill No. 832, entitled:

A Supplement to the act approved the twenty-fifth day of April one thousand nine hundred forty-five (P. L. 299) entitled "An act providing for the establishment in counties of the second class of the lot and block plan for the registration of land titles for the accumulation of county tax liens and for the enumeration of the parcels of real estate to be assessed for county city borough township school and institution district taxation providing for the incurring of indebtedness for the installation thereof and imposing duties upon the county controller and the deed registrar in each of such counties" providing for the use in counties of the second class of the lot and block descriptive number in the making of assessments in the preparation of tax bills and tax receipts in the filing of liens for delinquent taxes and in the sale of real estate for taxes and imposing duties upon certain county officials in second class counties and upon treasurers tax collectors and solicitors of cities boroughs towns townships and school districts in said counties

House Bill No. 834, entitled:

An Act to add section five point one to the act, approved the eighth day of May, one thousand nine hundred twenty-nine (P. L. 1643, No. 510), entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A, counties, school districts and poor districts, and the officers thereof; and imposing penalties," permitting employes of the office of the collector of taxes to become members of the city retirement system under certain conditions.

House Bill No. 838, entitled:

An Act to further amend the definition of "Extension Education" in section one of the act approved the second day of May one thousand nine hundred twenty-five (P. L. 492) entitled "An act to provide for the equalization of educational opportunity and the encouragement of the study of citizenship by recognition of extension education for boys and girls who are employed and for adults as a function of the public schools of this Commonwealth and to facilitate the proper organization and administration of such extension education" including recreational or social service for youth and children within the meaning of the term "extension education".

House Bill No. 840, entitled:

An Act making an appropriation out of the General Fund to the Department of Public Instruction to promote farm and home safety education.

House Bill No. 843, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Commissioner of the Pennsylvania State Police, to acquire by purchase or condemnation suitable building or buildings in the Borough of Punxsutawney, Jefferson County for use as a Pennsylvania State Police barracks and making an appropriation.

House Bill No. 850, entitled:

An Act to further amend paragraph six of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "State Employees Retirement Law," by further defining State employees to include certain employees of the Department of Highways.

House Bill No. 851, entitled:

An Act to further amend section two hundred twenty-two of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "Administrative Code of 1929," by providing for leaves of absence with pay for certain employees who receive an hourly or per diem wage.

House Bill No. 852, entitled:

An Act to further amend the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 594), entitled "Rural State Highway Law," by changing or deleting certain routes and adding certain new routes.

House Bill No. 853, entitled:

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "Borough Rural State Highway Law," by changing or deleting certain routes and adding certain new routes.

House Bill No. 855, entitled:

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 720), entitled "City State Highway Law," by changing or deleting certain routes and adding certain new routes.

House Bill No. 863, entitled:

An Act to further amend section three of the act, approved the thirteenth day of May, one thousand nine hundred twenty-seven (P. L. 988), entitled "Nurses Registration Law," further providing for emergency registration of nurses.

House Bill No. 865, entitled:

An Act to further amend section nine hundred six and to amend section one thousand two hundred one of the act, approved third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "Pennsylvania Election Code," reducing the number of times publication of notice of officers to be elected and time of November elections shall be given.

House Bill No. 871, entitled:

An Act authorizing and directing the Board of Finance and Revenue of the Commonwealth of Pennsylvania to hear and determine petitions for refund of money paid as a filing fee for filing a delayed certificate of birth and prescribing a limitation period within which such petitions must be filed.

House Bill No. 873, entitled:

An Act to repeal the act, approved the twenty-eighth day of May, one thousand nine hundred forty-three (P. L. 784), entitled "An act prescribing temporary emergency war provisions with respect to the administration of certain provisions of the school laws of this Commonwealth; relating to days for school to be in session; closing schools and suspending classes; temporary assignment and reassignment of teachers; extension of transportation facilities; payment of tuition in lieu of transportation; and granting temporary farm and conservation employment certificates for certain pupils, under certain conditions; providing for full state subsidies when employing teachers holding special wartime certificates; authorizing boards of school directors (or boards of public education), subject to the approval of the district or county superintendent, to put such provisions into operation."

House Bill No. 874, entitled:

An Act to further amend the first three paragraphs of section one thousand two hundred one of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," further defining substitutes and regulating their employment; and further providing for reimbursement of school districts employing substitutes.

House Bill No. 875, entitled:

An Act to further amend section one of the act approved the seventh day of June, one thousand nine hundred eleven (P. L. 680), entitled "An act providing for the examination, licensure, and registration of persons, firms, or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations, and requirements for the construction of plumbing, house drainage, and cess-pools in cities of the first class, and imposing fines, penalties, and forfeiture for violation thereof," by exempting therefrom the construction of sewers and water lines.

House Bill No. 876, entitled:

An Act empowering all corporations incorporated under the laws of the State of Pennsylvania for purposes not for profit to change, alter, and amend by by-law such provisions of their charters as are purely administrative, and validating such changes, alterations and amendments heretofore made.

House Bill No. 882, entitled:

An Act to further amend section thirty-eight of the act, approved the twenty-ninth day of April, one thousand nine hundred thirty-seven (P. L. 487), entitled "The Permanent Registration Act for Boroughs, Towns and Townships," further regulating and changing the provisions of the act relating to cancellation of registration upon failure to vote within two years, by giving removal notice same effect as request for reinstatement.

House Bill No. 884, entitled:

An Act authorizing and directing the Board of Finance and Revenue of the Commonwealth of Pennsylvania to hear and determine petitions for refund of certain moneys paid into the State Treasury for documentary stamps under the "Documentary Stamp Tax Act" approved the

sixteenth day of May one thousand nine hundred thirty-five (P. L. 203) and prescribing a limitation period within which such petitions must be filed.

House Bill No. 887, entitled:

An Act relating to the regulation of rates for insurance which may be written by stock or mutual casualty insurance companies, associations or exchanges, including fidelity, surety and guaranty bonds and all other forms of motor vehicle insurance and title insurance; to rating and advisory organizations, conferring on the Insurance Commissioner the power and duty of supervising and regulating persons, associations, companies and corporations, and of enforcing the provisions of this act; prescribing and regulating the practice and procedure before the commissioner, and procedure for review by the courts; giving the Court of Common Pleas of Dauphin County exclusive jurisdiction over certain proceedings; prescribing penalties and providing for enforcement thereof; and repealing inconsistent acts.

House Bill No. 888, entitled:

An Act relating to the regulation of rates for insurance which may be written by stock or mutual fire marine or fire and marine insurance companies associations or exchanges to rating and advisory organizations to reports by rating organizations and insurers to the Pennsylvania State Police conferring on the Insurance Commissioner the power and duty of supervising and regulating persons associations companies and corporations and of enforcing the provisions of this act prescribing and regulating the practice and procedure before the commissioner and procedure for review by the courts giving the court of common pleas of Dauphin County exclusive jurisdiction over certain proceedings prescribing penalties and providing for enforcement thereof and repealing inconsistent acts.

House Bill No. 890, entitled:

An Act to further amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 789), entitled, as amended, Insurance Department Act of 1921," making the provisions thereof applicable to rating organizations; authorizing the commissioner to collect prescribed fees, fines and penalties of such organizations; excluding from the definition of agent and broker, in the case of title insurance companies, attorneys, licensed real estate agents and brokers and repealing certain sections.

House Bill No. 891, entitled:

An Act to amend section eight hundred ten of the act, approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act," providing for the election and terms of councilmen in cases of invalid elections.

House Bill No. 895, entitled:

An Act to add section six hundred twenty-six to the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 789), entitled as amended "Insurance Company Act of 1921," authorizing insurance companies, associations and exchanges to pay commissions to licensed brokers.

House Bill No. 896, entitled:

An Act to further amend section one of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of act inconsistent therewith," providing an expense and clerical allowance for members of the General Assembly.

House Bill No. 897, entitled:

An Act to further amend the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "Insurance Company Law of 1921," excluding from the provisions thereof fire rating bureaus and repealing the section relating to fire insurance rates and rating bureaus.

House Bill No. 898, entitled:

An Act to further amend section five hundred thirty-two of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled "Public School Code," by permitting additional or increased appropriations by first class school districts in certain cases.

House Bill No. 905, entitled:

An Act to amend and reenact section one of the act, approved the twenty-first day of May, one thousand nine hundred forty-three (P. L. 491), entitled "An act reducing for a limited period of time, the training period of internship, in osteopathic hospitals, in order to qualify for examination for license by the Osteopathic Surgeons" Examining Board to practice major surgery, and suspending inconsistent laws," further regulating the training period of internship in osteopathic hospitals.

House Bill No. 908, entitled:

An Act to add four new sections to the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "Insurance Company Law of 1921," regulating ownership by domestic insurance companies of the capital stock of other insurance companies, conferring powers upon the Insurance Commissioner, prescribing procedure before the commissioner and on appeal and conferring powers and duties upon the Court of Common Pleas of Dauphin County.

House Bill No. 909, entitled:

An Act to amend section thirty-three of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "Local Tax Collection Law," by providing that salaries of tax collectors, their deputies, clerks and assistants in third class cities shall be considered as compensation for pension and retirement purposes and requiring certain payments by the taxing districts.

House Bill No. 910, entitled:

An Act relating to unfair methods and unfair or deceptive acts and practices in the business of insurance; defining and prohibiting such methods, acts and practices; conferring on the Insurance Commissioner the power and duty of enforcing the provisions of this act; prescribing and regulating the practice and procedure before the commissioner, and procedure for review by the courts; conferring upon the Court of Common Pleas of Dauphin County exclusive jurisdiction over certain proceedings; prescribing penalties and providing for enforcement thereof; and repealing inconsistent acts.

House Bill No. 917, entitled:

An Act to repeal the act approved the nineteenth day of March one thousand nine hundred forty-three (P. L. 19) entitled "An act reducing for a limited period of time the training period of medical intership in hospitals in order to qualify for examination for license to practice medicine and surgery and suspending inconsistent laws"

House Bill No. 918, entitled:

An Act making an appropriation to the Williamson Free School of Mechanical Trades for maintenance.

House Bill No. 919, entitled:

An Act to amend section four hundred fifty-one of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," changing the membership of the State Planning Board.

House Bill No. 921, entitled:

An Act to repeal the act approved the twenty-second day of April one thousand nine hundred forty-three (P. L. 71) entitled "An act authorizing the State Board of Medical Education and Licensure to issue temporary permits to doctors of medicine legally licensed in other states to practice medicine and surgery in this State under certain conditions for a limited period of time."

House Bill No. 922, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of Woodville State Hospital to acquire a certain tract of land adjacent thereto for the use of said hospital and making an appropriation therefor.

House Bill No. 925, entitled:

An Act making an appropriation to the Department of Property and Supplies to establish and conduct a service for photographing correspondence, records, reports, and other papers, and for studying and recommending filing systems or the use of space by departments, boards and commissions.

House Bill No. 928, entitled:

An Act making an appropriation to the Trustees of the George, Jr. Republic Association, Grove City, Pennsylvania, for the payment of costs of new construction and repairs.

House Bill No. 932, entitled:

An Act authorizing the Department of Property and Supplies, with the approval of the Governor and the Board of Trustees of the Harrisburg State Hospital, to acquire by purchase or condemnation proceedings certain tracts of land for the use of said hospital; and making an appropriation therefor.

House Bill No. 933, entitled:

An Act to further amend the act, approved the twenty-third day of June, one thousand nine hundred thirty-one (P. L. 932), entitled "Third Class City Law," by further providing for the assessment of taxable property.

House Bill No. 936, entitled:

An Act to further amend section one of the act, approved the twenty-sixth day of May, one thousand nine hundred forty-three (P. L. 607), entitled "An act authorizing administrative boards within the Department of Public Instruction, for the duration of the present war, to admit to examination and grant licenses or registration to certain applicants who are less than twenty-one, but not less than of age, further regulating the professional examination, licensure, or registration of persons who are less than twenty-one, but over twenty years of age.

House Bill No. 940, entitled:

An Act to amend subdivision (e) of article five of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "General County Law," allowing counties of the second class to expend county moneys for aiding townships to construct or complete water systems.

House Bill No. 948, entitled:

An Act making an appropriation to the Local Government Commission to continue its work

House Bill No. 952, entitled:

An Act to further amend section four hundred two of the act, approved the fifth day of December, one thousand nine hundred thirty-six (P. L. 1937, p. 2897), entitled "Unemployment Compensation Law," by further defining employees ineligible to compensation.

House Bill No. 954, entitled:

An Act to amend section six hundred four of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289) entitled "Nonprofit Corporation Law," allowing cemetery companies to give notice of meetings by advertising in newspapers and posting of notices.

House Bill No. 957, entitled:

A Joint Resolution proposing an amendment to article nine section four of the Constitution of the Commonwealth of Pennsylvania, increasing the maximum amount of State debt to supply deficiencies in revenue.

House Bill No. 961, entitled:

An Act to amend section one thousand five hundred two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-one (P. L. 1206), entitled "First Class Township Law," providing for the furnishing and installation of ornamental standards for street lighting with fittings and underground wiring therefor, and the assessment and collection of the cost thereof from property benefited thereby.

House Bill No. 962, entitled:

An Act to further amend the third paragraph of subsection C of section five hundred one of the act approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 565), entitled "Department of Banking Code," increasing the membership of the banking board and the number of appointments to that board by the Governor.

House Bill No. 964, entitled:

An Act to further amend sections thirty-four and thirty-eight of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 869), entitled "Pennsylvania National Guard Act," changing the basic annual allowance for all troops and decreasing the minimum allowance; and providing for expenses of headquarters.

House Bill No. 982, entitled:

An Act to amend section one of the act, approved the twenty-first day of March, one thousand nine hundred forty-five (P. L. 51), entitled "An act defining and regulating the practice of chiropractic and providing penalties," by further defining chiropractic.

House Bill No. 983, entitled:

An Act to further amend clause (a) of section four hundred fifteen of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "Insurance Company Law of 1921," changing the definition of group life insurance.

House Bill No. 999, entitled:

An Act to add sections ninety-seven and ninety-eight to the act, approved the second day of May, one thousand nine hundred twenty-nine, (P. L. 1278), entitled "General County Law," authorizing the formation of a State

association of directors of veterans' affairs, and the payment by counties of certain expenses in connection therewith.

House Bill No. 1000, entitled:

An Act to further amend section eight and to amend section nine of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county for the funeral expenses for such persons and their widows; providing for the erection and care of marker, headstones, and flags, and for the completion of war records," authorizing the director of veterans' affairs to join in the formation of a State association, and the payment by such counties of certain expenses in connection therewith.

House Bill No. 1001, entitled:

An Act to provide that Labor Unions shall file certain statements and reports annually with the Department of Labor and Industry imposing powers and duties on the department relative thereto and providing penalties

House Bill No. 1004, entitled:

An Act making an appropriation to the Pennsylvania Department of Highways for roads, paths and parking areas on the Daniel Boone Homestead property.

House Bill No. 1006, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the improvements of the Daniel Boone Homestead.

House Bill No. 1008, entitled:

An Act to add article XXX-A to the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206) entitled "First Class Township Law," empowering boards of township commissioners to establish land subdivision regulations.

House Bill No. 1010, entitled:

An Act to aid in alleviating the acute housing shortage by authorizing housing authorities to provide housing for veterans and families of servicemen and to cooperate with the Federal Government for such purposes.

House Bill No. 1011, entitled:

An Act to declare valid and legal the development and administration of housing projects for veterans and servicemen of World War II and their families, and to declare valid and legal all contracts, agreements, obligations, undertakings, indebtedness, appropriations and all proceedings, acts and things heretofore undertaken, performed or done with reference thereto.

House Bill No. 1014, entitled:

An Act to further amend the fifth paragraph of section three hundred five of the act, approved the twenty-ninth day of November, one thousand nine hundred thirty-three (P. L. 15—1933-34), entitled, as amended "Pennsylvania Liquor Control Act," permitting for a limited period of time wines to be sold without having affixed to the package the official seal of the board.

House Bill No. 1016, entitled:

An Act to amend section four hundred thirty-nine of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," increasing the membership of the Sanitary Water Board and providing compensation for certain members of such board.

House Bill No. 1017, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled "Real Estate Brokers License Act of 1929," by further defining real estate brokers and real estate salesmen; and further regulating the licensing and supervision of such persons and their business.

House Bill No. 1021, entitled:

An Act to further amend section two hundred eleven of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 789), entitled, as amended "Insurance Department Act of 1921," increasing fees for agents' licenses, and imposing a fee for written examinations to applicants for certain licenses.

House Bill No. 1035, entitled:

An Act to amend section forty of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "Local Tax Collection Law," by providing that the surety on the bond or bonds of a deceased collector, for whose estate no executor or administrator has been appointed, shall have the sole right and power to take over the tax duplicates in which said surety is interested and to proceed to make collections thereon in accordance with the provisions of this section.

House Bill No. 1040, entitled:

An Act authorizing and directing the Delaware River Joint Commission to undertake immediately an aggressive campaign to promote increased commerce on the Delaware River, both freight and passenger as authorized by the compact with the State of New Jersey under which said commission operates.

House Bill No. 1041, entitled:

An Act to provide for the minimum salaries, qualifications, classification, leaves of absence, and regulations of the administrative officers, heads of special service departments and faculties of state teachers colleges.

House Bill No. 1046, entitled:

An Act to amend section two of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" regulating the use of a corporate title in applying for a pharmacy permit and its use on labels signs and advertisements.

House Bill No. 1050, entitled:

An Act to protect consumers in the purchase for fuel purposes of the hard coal known as anthracite providing for and regulating the sale offering for sale resale delivery and shipment of anthracite according to a standard provided for in this act requiring producers and dealers and persons engaged in the sale and resale of anthracite from storage yards or otherwise to consumers to keep certain records conferring powers on the Anthracite Committee and its agents and providing penalties

House Bill No. 1053, entitled:

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania by adding thereto a new section authorizing the creation of an additional debt by the Commonwealth for the payment of compensation to certain veterans

House Bill No. 1057, entitled:

An Act to amend section twenty-two and add section twenty-two point one to the act, approved the twenty-eighth day of May, one thousand nine hundred thirty-seven (P. L. 955), entitled "Housing Authorities Law," regulating manner of applying for and receiving grants or funds from the Federal and State Government or of any instrumentality thereof.

House Bill No. 1060, entitled:

An Act to further amend clause (a) of section four hundred forty-eight of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," further providing for the membership of the State Military Reservation Commission.

House Bill No. 1066, entitled:

An Act to amend section twenty of the act, approved the twenty-fifth day of May, one thousand nine hundred forty-five (P. L. 1050), entitled "Local Tax Collection Law," making a husband liable for his wife's per capita, poll and occupation taxes and providing for the collection thereof.

House Bill No. 1076, entitled:

An Act to amend subsection two of section six of the act, approved the first day of June, one thousand nine hundred thirty-seven (P. L. 1168), entitled "Pennsylvania Labor Relations Act," declaring certain additional labor practices by employees to be unfair.

House Bill No. 1084, entitled:

An Act to abolish the Pennsylvania Post-War Planning Commission and to repeal the act by which it was created.

House Bill No. 1085, entitled:

A Supplement to the act approved the fourth day of June, one thousand nine hundred forty-five (P. L. 1191), entitled "An act to authorize the Pennsylvania Post-War Planning Commission under certain conditions to enter into agreements with political subdivisions of this Commonwealth for the financing of plans and specifications for public works; and making an appropriation," providing for the winding up of the functions of the Pennsylvania Post-War Planning Commission by the State Planning Board; and reappropriating the unexpended balance of the appropriation.

House Bill No. 1086, entitled:

An Act to amend rule fifteen of Article XII of the act, approved the second day of June, one thousand eight hundred ninety-one (P. L. 176), entitled "Anthracite Coal Mining Law," further regulating operations approaching inaccessible workings.

House Bill No. 1087, entitled:

An Act to amend rule four of Article XII of the act, approved the second day of June, one thousand eight hundred ninety-one (P. L. 176), entitled "Anthracite Coal Mining Law," requiring weekly examinations of all accessible parts of an abandoned portion of a mine in which mine explosive gases have at any time been found.

House Bill No. 1088, entitled:

An Act validating the charters and the registration of the corporate name of certain nonprofit corporations.

House Bill No. 1090, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," providing for medical examiners in lieu of medical inspectors, and prescribing their duties, making mandatory the employment of a school nurse and repealing provisions relating to medical inspections and reports of medical inspectors.

House Bill No. 1091, entitled:

An Act to amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," as amended, by amending Sections 220 and 2413, and adding new Sections 526 and 701(1), authorizing and directing the Governor to prescribe the filing system to be adopted by each department, board and commission, and to direct, subject to approval by the Executive Board, what records shall be preserved by photographic process, and what assignment and utilization shall be made of space in the Capitol buildings.

House Bill No. 1098, entitled:

An Act to further amend sections two and nine of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2051), entitled "Public Assistance Law," by changing the definitions of "Assistance" and eligible requirements for aged persons and other persons.

House Bill No. 1099, entitled:

An Act to amend section four hundred two of the act, approved the twenty-fourth day of June, one thousand nine hundred thirty-seven (P. L. 2017), entitled "County Institution District Law," by clarifying the powers and duties of the institution districts.

House Bill No. 1103, entitled:

An Act to amend section two hundred seven of the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 364), entitled "Business Corporation Law," requiring the recording of corporation charters.

House Bill No. 1106, entitled:

An Act to amend the act, approved the second day of May, one thousand nine hundred forty-five (P. L. 401), entitled "An act defining and providing for the licensing and regulation of private trade schools and classes; conferring powers and imposing duties on the State Board for Vocational Education; and prescribing penalties," broadening the definition of private trade school and providing for the licensure of agents of such trade schools.

House Bill No. 1107, entitled:

An Act to further amend section one of the act, approved the sixteenth day of May, one thousand eight hundred sixty-one (P. L. 708), entitled "An act relating to brokers and private bankers," by changing the times for filing returns and for payment of the tax due.

House Bill No. 1108, entitled:

An Act to further amend subsection (a) of section seven hundred nineteen, and section one thousand seven hundred two of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 343), entitled "Fiscal Code, by changing the times for filing returns and for payment of the tax due and in certain cases providing penalties.

House Bill No. 1109, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "Tractor Code," by further providing for the classification, registration and regulation of tractors and the licensing of their operators.

House Bill No. 1110, entitled:

An Act to amend sections two and three of the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 694) entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire" by further providing for the filing of reports and for certain deductions.

House Bill No. 1111, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by further defining "Dealers" and "Owner"; changing certain fees; further regulating the registration, titling, equipment, license plates and size of certain vehicles, and the licensing of operators; prescribing additional enforcement and penal provisions.

House Bill No. 1112, entitled:

An Act to further amend subsection (b) of section two of the act, approved the twenty-ninth day of September one thousand nine hundred thirty-eight (P. L. 53), entitled as amended "An act relating to institutions of counties, cities, wards, boroughs, townships, institution districts and other political subdivisions, for the care, maintenance and treatment of mental patients; providing for the transfer to the Commonwealth for the care, maintenance and treatment of mental patients of such institutions, and all grounds, lands, buildings and personal property of such political subdivisions used for the care and maintenance of indigent persons connected with such mental institutions; providing for the management and operation or closing and abandonment thereof; and the maintenance of mental patients therein; including the collection of maintenance in certain cases; providing for the retransfer of certain property to counties, cities, wards, boroughs, townships, institution districts and other political subdivisions under certain circumstances; conferring and imposing upon the Governor, the Department of Welfare, the courts of common pleas and counties cities, wards, boroughs, townships, institution districts and other political subdivisions certain powers and duties prohibiting cities, counties, wards, boroughs, townships institution districts and other political subdivisions from maintaining and operating institutions, in whole in part for the care and treatment of mental patients; and repealing inconsistent laws," authorizing the Department of Welfare, with the approval of the Governor, to transfer to institution districts for the care and maintenance of indigent persons property no longer required by the Commonwealth for mental hospitals.

House Bill No. 1114, entitled:

An Act to amend clause (e) of section three hundred two and section four hundred seventeen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "Pennsylvania Election Code," further regulating the issuance of watcher's certificates and the compensation of watchers.

House Bill No. 1118, entitled:

An Act to further amend section three hundred forty-eight of the act, approved the second day of May, one thousand nine hundred twenty-nine (P. L. 1278), entitled "General County Law," extending the provisions relative to the making of certain contracts and further regulating same.

House Bill No. 1122, entitled:

An Act providing for the payment of salary, wages, medical and hospital expenses of employes of a jail, prison workhouse, penitentiary, penal reformatory, or correctional institution, hospitals for the insane, or any institution for the feeble minded, or epileptic persons for inebriates, or for juvenile delinquents, and dependents maintained in whole, or in part, by the Commonwealth, or any county within the Commonwealth, who are injured in the performance of their duty, and providing that absence during such injury shall not reduce any usual sick leave period.

House Bill No. 1148, entitled:

An Act to further amend section one thousand four of the act, approved the fifteenth day of May, one thousand nine hundred thirty-three (P. L. 624), entitled "Banking Code," further regulating the pledge of assets for deposits.

House Bill No. 1156, entitled:

An Act making an appropriation to the Pennsylvania Historical and Museum Commission for the purchase of cases preserving and exhibiting the original William Penn Charter and other historical documents.

House Bill No. 1159, entitled:

An Act to further amend sections one hundred two and seven hundred sixteen of the act, approved the first day of May one thousand nine hundred twenty-nine (P. L. 905), entitled "Vehicle Code," by changing the definition of "dealer" and adding the definition of "fleet owner"; and further providing for fees for certificates of title.

House Bill No. 1162, entitled:

An Act to further amend subsection (b) and to amend the last paragraph of section nine hundred thirteen of the act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1333), entitled "Pennsylvania Election Code," further providing for payment of filing fees in certain cases.

House Bill No. 1163, entitled:

An Act to further amend section seven and amend section ten of the act, approved the thirteenth day of May, one thousand nine hundred twenty-five (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes," further regulating the solicitation of money and property.

House Bill No. 1165, entitled:

An Act to further amend section five hundred forty-five of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "The Second Class Township Law", increasing the pay of auditors.

House Bill No. 1173, entitled:

An Act to amend the title of and the act approved the fifth day of May one thousand nine hundred twenty-seven (P. L. 817) entitled "An act authorizing and regulating the growth sale and distribution of forest tree seedlings and transplants by the Department of Forests and Waters regulating the use of such forest tree seedlings and transplants and imposing duties upon the Department of Agriculture with regard to the enforcement of this act" by extending its provisions to include shrubs and vines under certain circumstances

House Bill No. 1174, entitled:

An Act to further amend clause (j) of section one thousand eight hundred two of the act, approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by prescribing certain additional forest powers and duties.

House Bill No. 1178, entitled:

An Act to further amend section six hundred seventeen point one of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code", authorizing school districts under certain conditions to appropriate money to nonprofit corporations for the construction of school athletic stadia, including adequate equipment of the athletic field with fence enclosures and lighting system.

House Bill No. 1180, entitled:

An Act to further amend section one thousand one of the act approved the twenty-fourth day of June, one thousand nine hundred thirty-one, (P. L. 1206), entitled "First Class Township", increasing the compensation of township auditors.

House Bill No. 1185, entitled:

An Act to further amend section one of the act, approved the twenty-second day of June, one thousand nine hundred thirty-one (P. L. 844), entitled, as amended "An act authorizing the Commonwealth of Pennsylvania, or any department or division thereof, and counties, cities, boroughs, incorporated towns, townships, school districts and poor districts to make contracts of life, health, and accident policies for the benefit of employes thereof, and contracts for pensions for such employes; and providing for the payment of the cost thereof," by extending the provisions of this act to elected and appointed officers.

House Bill No. 1188, entitled:

INCREASING DEBT LIMIT OF CITY OF PHILADELPHIA

A Joint Resolution proposing an amendment to article nine, section eight, of the Constitution of the Commonwealth of Pennsylvania.

House Bill No. 1190, entitled:

An Act providing for the distribution of rents received from real estate sold for taxes by any taxing authority and purchased by any such taxing authority having tax claims against such real estate; declaring such taxing authority trustee for other taxing authorities, and providing for the formula and basis for computing and making distribution of the rentals received therefrom to other taxing authorities having claims against such real estate

House Bill No. 1193, entitled:

An Act authorizing public utility corporations engaged in transmitting electricity, or transporting steam, water, gas, oil, or gasoline by pipe to obtain rights of way across public property in Cities of the First Class upon the consent of such cities.

House Bill No. 1195, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Commissioner of the Pennsylvania State Police to acquire by purchase or condemnation suitable building or buildings in Schuylkill County for use as a Pennsylvania State Police barracks and making an appropriation.

House Bill No. 1210, entitled:

An Act to repeal the act, approved the fourth day of June, one thousand nine hundred forty-five (P. L. 1388), entitled "Administrative Agency Law."

House Bill No. 1211, entitled:

An Act to repeal the act, approved the fourth day of June one thousand nine hundred forty-five (P. L. 1392), entitled "Pennsylvania Register Act."

House Bill No. 1214, entitled:

An Act to further amend section two of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth," changing the system of distribution.

House Bill No. 1215, entitled:

An Act ratifying the proposed amendment to the Constitution of the United States relative to the terms of the President of the United States.

House Bill No. 1216, entitled:

An Act to reenact, amend and revise the act, approved the fourth day of May, one thousand nine hundred twenty-seven (P. L. 519), entitled "General Borough Act."

House Bill No. 1225, entitled:

An Act to further amend the fifth paragraph of section four hundred seven of the act, approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by further providing for the terms of legislative members of the Pennsylvania Aeronautics Commission.

House Bill No. 1232, entitled:

An Act authorizing the Secretary of Highways with the approval of the Governor to take over as State Highway public roads which connect existing State Highway routes with free interstate bridges and providing for construction reconstruction and maintenance at the expense of the Commonwealth.

House Bill No. 1243, entitled:

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State Property.

House Bill No. 1245, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

House Bill No. 1246, entitled:

An Act making an appropriation to the Trustees of the University of Pennsylvania.

House Bill No. 1247, entitled:

An Act making an appropriation to the Moore Institute of Art, Science and Industry, formerly Philadelphia School of Design for Women, at Philadelphia, Pennsylvania.

House Bill No. 1248, entitled:

An Act making an appropriation to the Board of Trustees of the Philadelphia Museum, Philadelphia.

House Bill No. 1249, entitled:

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

House Bill No. 1250, entitled:

An Act making an appropriation to The Franklin Institute of the State of Pennsylvania, at Philadelphia.

House Bill No. 1251, entitled:

An Act making an appropriation from the Motor License Fund to the State Employees' Retirement Board, to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Motor License Fund.

House Bill No. 1252, entitled:

An Act making an appropriation from the Banking Department Fund to the State Employees Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Banking Department Fund.

House Bill No. 1253, entitled:

An Act making an appropriation from the Fish Fund to the State Employees' Retirement Board, to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State Employees receiving compensation from the Fish Fund.

House Bill No. 1254, entitled:

An Act making an appropriation from the Game Fund to the State Employees' Retirement Board, to meet obligations of the Commonwealth to the State Employees' Retirement System with respect to the State employees receiving compensation from the Game Fund.

House Bill No. 1255, entitled:

An Act making an appropriation from the Manufacturing Fund to the State Employees' Retirement Board, to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the Manufacturing Fund.

House Bill No. 1256, entitled:

An Act making an appropriation from the State Stores Fund to the State Employees' Retirement Board, to meet the obligations of the Commonwealth to the State Employees, Retirement System with respect to State employees receiving compensation from the State Stores Fund.

House Bill No. 1257, entitled:

An Act making an appropriation from the State Workmen's Insurance Fund to the State Employees' Retirement Board to meet the obligations of the Commonwealth to the State Employees' Retirement System with respect to State employees receiving compensation from the State Workmen's Insurance Fund.

House Bill No. 1258, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania.

House Bill No. 1259, entitled:

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies, for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways.

House Bill No. 1260, entitled:

An Act making appropriations from the Motor License Fund to the Board of Finance and Revenue to meet interest, sinking fund, and service requirements on the State debt.

House Bill No. 1261, entitled:

An Act to repeal the act approved the fourth day of June, one thousand nine hundred forty-five, entitled "An act authorizing the Department of Military Affairs to collect and to preserve the selective service and war records of the Commonwealth of Pennsylvania; authorizing the storage of such records in available buildings or the construction of a new building to accommodate them, if necessary; and making an appropriation therefor."

House Bill No. 1262, entitled:

An Act making appropriations to the Treasury Department out of various funds, to pay replacement checks issued in lieu of outstanding checks when presented, and to adjust errors.

House Bill No. 1263, entitled:

An Act making an appropriation for aid to free public non-sectarian county libraries, and for the purchase and transportation of books.

House Bill No. 1264, entitled:

An Act making an appropriation to the several fire companies of the City of Harrisburg, Pennsylvania.

House Bill No. 1265, entitled:

An Act making an appropriation for the purpose of maintaining the public roads, and improving and replacing bridges thereon, through the Cornplanter Indian Reservation in Elk Township, Warren County, Pennsylvania.

House Bill No. 1266, entitled:

An Act making an appropriation to the State Veterans' Commission for the expenses of the commission, preparing and printing a compilation of veterans' laws, furnishing certain assistance to needy Pennsylvania veterans of any war or their dependents, for participation in certain defense activities, for the rehabilitation and care of veterans including the acquisition of land by purchase, condemnation or gift, and construction of buildings for such purpose.

House Bill No. 1267, entitled:

An Act making an appropriation to The Glen Mills School situate in Delaware County, Pennsylvania.

House Bill No. 1268, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of said university, the purchase of apparatus and equipment therefor, and the maintenance of teaching facilities in hospitals for students in the School of Medicine of said university.

House Bill No. 1269, entitled:

An Act making an appropriation to the Trustees of the College of Lincoln University, Chester County.

House Bill No. 1270, entitled:

An Act making an appropriation to aid certain school districts.

House Bill No. 1271, entitled:

An Act making an appropriation to the Department of Labor and Industry, to meet the obligation of the Commonwealth, to pay a part of the compensation payable for certain occupational diseases.

House Bill No. 1272, entitled:

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

House Bill No. 1273, entitled:

An Act to repeal the act approved the fourth day of June, one thousand nine hundred forty-five, entitled "An act authorizing the Department of Property and Supplies, with the approval of the Governor, to acquire by condemnation or purchase, land or land and buildings within the City of Philadelphia, and within the City of Pittsburgh, or the County of Allegheny; and to construct, alter, improve and equip such property for use of the Commonwealth; providing for the maintenance thereof; and making an appropriation."

House Bill No. 1276, entitled:

An Act making an appropriation to the Department of Military Affairs, for the maintenance and education of children of certain soldiers, marines, female field clerks, yeomen (female) and nurses.

House Bill No. 1277, entitled:

An Act making an appropriation to the Women's Medical College of Pennsylvania located at East Falls, Philadelphia, Pennsylvania.

House Bill No. 1278, entitled:

An Act making an appropriation to the Jefferson Medical College, of Philadelphia, Pennsylvania, for Medical education.

House Bill No. 1283, entitled:

An Act to amend the act, approved the fifth day of May, one thousand nine hundred thirty-three (P. L. 289), entitled "Nonprofit Corporation Law," providing that name registrations shall automatically expire if the registrant has not become incorporated within six months, requiring a statement in the articles that the name registration has been made within such period and providing for re-registration in case of such expiration.

House Bill No. 1286, entitled:

An Act validating certain conveyances of real property made by a county home or by the directors of the poor.

House Bill No. 1303, entitled:

An Act providing for the fixing and equalization of salaries for tipstaves in the courts of common pleas,oyer and terminer and general jail delivery, quarter sessions of the peace, County Court of Allegheny County, and orphans' courts in counties of the second class.

House Bill No. 1308, entitled:

An Act providing for the acquisition by the Department of Forests and Waters, in the name of the Commonwealth, of certain lands in Carbon County for use as a State Park

and recreation area; providing for the management of said department and defining the uses to which the property shall be put, and making an appropriation.

House Bill No. 1313, entitled:

An Act to amend section one of the act, approved the twenty-ninth day of May, one thousand nine hundred forty-five (Appropriation Acts, page 20, Act No. 26-A), entitled "An act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware Commonwealth of Pennsylvania, and prescribing certain conditions upon which the appropriation will be available to the school," increasing the per capita annual maintenance rate of wards of the State and the amount of the total appropriation.

House Bill No. 1316, entitled:

An Act appropriating eighteen hundred dollars to the Chief Clerk of the House of Representatives to be used for the purpose of paying the salaries of deceased members to the wife or husband or legal representative of such deceased member.

House Bill No. 1318, entitled:

An Act making an appropriation from the Public Buildings Construction Fund to the Department of Property and Supplies for use at any existing or new State-owned institutions within the Department of Welfare for purchase or condemnation of land, for construction of new buildings, for repair and alterations to and replacement of existing buildings and for architectural and engineering services, fixtures, equipment, sewage treatment plants, water supply, electrical and other facilities.

House Bill No. 1322, entitled:

An Act making an appropriation to the Trustees of the Pennsylvania State College for the erection of a building or buildings, the installation of facilities and the purchase of equipment to be used for conducting a research program relating to the artificial insemination of cattle and livestock.

House Bill No. 1324, entitled:

An Act imposing a State tax payable by those herein defined as users on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such users to secure licenses, to file bonds as a guarantee of payment of taxes, penalties, interest, fines, uncollectible check fees and Attorney General's fees; to file reports and to compile and retain certain records imposing duties on dealers, wholesalers and carrier for hire; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds of taxes, penalties and interest illegally or erroneously collected from licensed users and making appropriations.

House Bill No. 1325, entitled:

An Act to further amend the title and the definition of "Liquid Fuels" in section two of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149), entitled "Liquid Fuels Tax Law" further prescribing the liquid fuels taxable under the provisions of said act.

House Bill No. 1327, entitled:

An Act making an appropriation to the Department of Public Instruction for the expenses involved in licensing and regulating certain private schools and classes.

House Bill No. 1332, entitled:

An Act to establish in cities of the first class, a house of detention for delinquent, dependent and neglected children up to eighteen years of age, and providing for the management and the maintenance thereof.

House Bill No. 1333, entitled:

An Act to further amend subsection (b) of section five hundred eight of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "Administrative Code of 1929," as amended, by further defining the duties of the Department of Property and Supplies regarding State insitutions.

House Bill No. 1334, entitled:

An Act reappropriating certain appropriations made by the General Assembly during the session of one thousand nine hundred forty-seven.

House Bill No. 1335, entitled:

An Act making an appropriation to the Department of Public Assistance and providing for certain allocations therefrom for the purpose of carrying out the Public Assistance Law for the two fiscal years beginning June rst, one thousand nine hundred forty-seven, and for the payment of assistance and expenses accrued or incurred prior to and remaining unpaid on May thirty-first, one thousand nine hundred forty-seven.

House Bill No. 1336, entitled:

An Act making an appropriation to the Berean Manual Training School, at Philadelphia, Pennsylvania for the purpose of the maintenance of said school.

House Bill No. 1337, entitled:

An Act to further amend sections one and three, and to add section four to the act, approved the seventh day of May, one thousand nine hundred twenty-seven (P. L. 859), entitled "A supplement to the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled, 'imposing additional taxes equal to Federal credits,' further providing for determination of the estates subject to the Pennsylvania Estate Tax, the computation thereof, and the collection of interest upon tax not paid when due; and providing for crediting any taxes paid on account of the Pennsylvania Estate Tax to any additional transfer inheritance tax assessed against an estate.

House Bill No. 1338, entitled:

An Act making an appropriation to the Department of Health for the purpose of providing vaccine for certain persons assumed to be in danger of hydrophobia or rabies, except in cities where dog license fees are paid into the city treasury.

House Bill No. 1340, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals.

House Bill No. 1341, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of certain homes.

House Bill No. 1342, entitled:

A Further Supplement to the act approved the fourth day of June one thousand nine hundred forty-five (Appropriation Acts page 63) entitled "An act to provide for the ordinary expenses of the Executive, Legislative, and Judicial Departments of the Commonwealth, interest on the public debt and the support of the public schools for

two years beginning June first, one thousand nine hundred and forty-five and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-five" providing for deficiencies in certain appropriations made by the act for the fiscal biennium ending May thirty-first, one thousand nine hundred and forty-seven.

House Bill No. 1343, entitled:

An Act to provide for the ordinary expenses of the Executive, Legislative and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools for two years beginning June first, one thousand nine hundred and forty-seven, and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and forty-seven.

House Bill No. 1345, entitled:

An Act to reenact and amend the title and the act, approved the fourteenth day of May, one thousand nine hundred forty-seven, (Act No. 102, P. L.), entitled "Soft Drink Tax Law" by designating the nature of the tax, by clarifying the provisions relating to the imposition thereof and by redefining certain terms.

House Bill No. 1346, entitled:

An Act relating to the salaries of certain county officers of counties of the second class.

House Bill No. 1347, entitled:

An Act relating to the annual salaries of certain county officers of counties of the third class.

House Bill No. 1348, entitled:

An Act relating to the annual salaries of certain county officers of counties of the fourth class.

House Bill No. 1349, entitled:

An Act relating to the annual salaries of certain county officers of counties of the fifth class.

House Bill No. 1350, entitled:

An Act relating to the salaries of certain county officers of counties of the sixth class.

House Bill No. 1351, entitled:

An Act relating to the annual salaries of certain county officers of counties of the eighth class.

House Bill No. 1352, entitled:

An Act relating to the annual salaries of certain county officers of counties of the seventh class.

House Bill No. 1353, entitled:

An Act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining; requiring operators to register, pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act; requiring backfilling of stripping pits and leveling and planting lands affected; to prevent erosion and the pollution of waters and to protect public health, safety and welfare; conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters; providing for appeals and imposing penalties; and making appropriations.

COMMITTEE APPOINTED TO NOTIFY THE GOVERNOR THE SENATE IS READY TO ADJOURN SINE DIE

Mr. CARR offered the following resolution which was twice read, considered and agreed to:

In the Senate, June 16, 1947.

Resolved, That a committee of three members of the Senate be appointed to wait upon His Excellency, the Governor, and inform him that the Senate is now ready to adjourn sine die, and inquire if he has any further communications to make.

COMMITTEE APPOINTED TO NOTIFY THE HOUSE THE SENATE IS READY TO ADJOURN SINE DIE

Mr. LLOYD H. WOOD offered the following resolution which was twice read, considered and agreed to:

In the Senate, June 16, 1947.

Resolved, That a committee of three Senators be appointed to notify the House of Representatives that the Senate is now ready to adjourn sine die.

COMMITTEE APPOINTED TO NOTIFY THE GOVERNOR THE SENATE IS READY TO ADJOURN SINE DIE

The PRESIDENT. The President pro tempore appoints as a committee to notify the Governor that the Senate is ready to adjourn sine die, the gentleman from Butler, Mr. Carr; the gentleman from Erie, Mr. Blass, and the gentleman from Cambria, Mr. Haluska.

COMMITTEE APPOINTED TO NOTIFY THE HOUSE THE SENATE IS READY TO ADJOURN SINE DIE

The PRESIDENT. The President pro tempore appoints as a committee to notify the House that the Senate is ready to adjourn sine die, the gentleman from Montgomery, Mr. Lloyd H. Wood; the gentleman from Schuylkill, Mr. Wagner, and the gentleman from Berks, Mr. Ruth.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) announced that the Chief Clerk having reported that the following bills had passed both houses of the General Assembly and the same being correct, the titles were publicly read as follows:

House Bill No. 417, entitled:

An Act to further amend the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "Public School Code," by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts, county superintendents, assistant county superintendents and district superintendents; and providing for reimbursement by the Commonwealth; and repealing certain provisions of said act.

House Bill No. 800, entitled:

An Act empowering political subdivisions (except cities of the first class, counties of the first class and school districts of the first class) to levy, assess and collect, or to provide for the levying, assessment and collection of certain additional taxes for general revenue purposes; authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced.

House Bill No. 805, entitled:

An Act to amend section twenty-five of the act, approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled "Second Class County Jury Law," increasing the salaries of members of the commission.

House Bill No. 817, entitled:

An Act defining and regulating certain installment sales of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating the licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting incidental charges in connection with such instruments; and fixing maximum interest rates for delinquencies, extensions and loans; regulating insurance in connection with such sales; regulating repossessions, redemptions, resales and deficiency judgments, and the rights of parties with respect thereto; authorizing extensions, loans and forbearances related to such sales; authorizing investigations and examinations of persons engaged in the business of making or financing such sales; prescribing penalties; and repealing certain acts.

House Bill No. 896, entitled:

An Act to further amend section one of the act, approved the twenty-fourth day of June, one thousand nine hundred nineteen (P. L. 579), entitled "An act to fix the salary and mileage of the members of the General Assembly, and to provide for the furnishing of such postage, stationery, and supplies, as may be necessary for the conduct of their offices, and repealing all acts or parts of acts inconsistent therewith," increasing the compensation and mileage allowance of members of the General Assembly.

House Bill No. 1286, entitled:

An Act validating certain conveyance of real property made by a county home or by the directors of the poor.

Whereupon,

The PRESIDENT (Lieutenant-Governor Daniel B. Strickler) in the presence of the Senate signed the same.

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR THE SENATE IS READY TO ADJOURN SINE DIE

Mr. CARR. Mr. President, the committee appointed on behalf of the Senate to inform His Excellency, the Governor that the Senate is ready to adjourn sine die, has performed that duty and has inquired of his Excellency, the Governor, whether he has any communications to deliver to the Senate; the Governor has replied that he has no communications and he wishes to thank the members of the Senate for the duties they have performed.

The PRESIDENT. The Chair accepts the report of the committee and discharges the committee with the thanks of the Senate.

NOTIFICATION THE HOUSE IS READY TO ADJOURN SINE DIE

A committee from the House of Representatives, being introduced by the Sergeant-at-arms, informed the Senate that the House of Representatives is ready to adjourn sine die at eight o'clock, p. m., this day.

The PRESIDENT. The Chair thanks the committee on behalf of the Senate.

REPORT OF COMMITTEE TO NOTIFY THE HOUSE THE SENATE IS READY TO ADJOURN SINE DIE

Mr. LLOYD H. WOOD. Mr. President, the committee appointed on behalf of the Senate to inform the House of Representatives that the Senate is ready to adjourn sine die, has performed that duty and notified the House of Representatives the Senate stands ready to adjourn sine die.

The PRESIDENT. The Chair accepts the report of the committee and discharges the committee with the thanks of the Senate.

ADJOURNMENT SINE DIE

The PRESIDENT. This being the day and hour fixed by concurrent resolution for the final adjournment and the hour of eight o'clock, p. m., having arrived, I hereby declare the 137th regular session of the Senate of Pennsylvania adjourned sine die.

HOUSE OF REPRESENTATIVES

MONDAY, June 16, 1947

The House met at 1:00 p. m. Eastern Standard Time. The SPEAKER (Franklin H. Lichtenwalter) in the Chair.

PRAYER

The Chaplain, Rev. Lester C. Updegrove, offered the following prayer:

As we approach in the closing hours of this legislative session we commit ourselves unto Thy holy keeping. Wilt Thou bless and strengthen all that here has been worthily done. Pardon us wherein we have failed Thee.

And now may the Lord bless us and keep us; may the Lord make His face to shine upon us and be gracious unto us; may the Lord lift up the light of His countenance upon us and give us peace—peace in our own hearts, peace in this dear land of ours, and peace throughout all the earth, now and evermore. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Saturday, June 16, 1947.

The Clerk proceeded to read the Journal of Saturday, June 16, 1947, when, on motion of Mr. PICKENS unanimously agreed to, the further reading was dispensed with and the Journal approved.

SENATE MESSAGES

AMENDED SENATE RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Resolution as follows:

In the Senate, June 5, 1947.

Resolved, (if the House of Representatives concurs) That this Regular Session of the General Assembly adjourn sine die Monday, June 16, 1947 at 8:00 o'clock p. m., Eastern Standard Time.

AMENDED HOUSE BILLS RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 477.

An Act to further amend section fifteen and to add section fifteen point one to the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of livestock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" authorizing county treasurers to retain certain moneys collected under said act and the payment thereof to certain societies and association of individuals for prevention of cruelty to animals upon petition to and under supervision of the Department of Agriculture providing for audits of the expenditure of such funds by the Auditor General and providing for the disposition of unexpended funds

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 478.

An Act to add section fifteen point one to the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 818) entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done by dogs and payment thereof by the proper county to the owners of livestock and poultry and of damages to licensed dogs imposed powers and duties on certain State county city borough town and township officers and employes and on city councils of cities of the first and second class and providing penalties" authorizing the payment of certain moneys collected under the provisions thereof to societies and associations of individuals for the prevention of cruelty to animals upon petition to and under the supervision of the city council and providing for audits of the expenditure of such funds by the city controller

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 544.

An Act to further amend section one thousand four hundred thirteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing special education for children afflicted with cerebral palsy in school districts other than in cities of the first class

HOUSE BILL No. 556.

An Act to further amend the second paragraph of section one thousand four hundred four of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" empowering the State Council of Education to prescribe and adopt rules regulations standards and qualifications governing the transportation of pupils

HOUSE BILL No. 614.

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans

HOUSE BILL No. 693.

An Act to amend section seven of the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1383) entitled "An act to protect the health safety and welfare of the public by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the the Schuylkill River and its tributaries by wastes from anthracite coal mining operations defining the powers and duties of said board authorizing purchase or condemnation of necessary properties easements rights and right-of-ways and making an appropriation" authorizing the Water and Power Resources Board to sell waters from canals and to lease sell and convey real personal or mixed property acquired by it

HOUSE BILL No. 700.

An Act authorizing and empowering city treasurers of cities of the second class to sell at public sale lands or real estate upon which the taxes assessed and levied by the city or school district are delinquent and unpaid fixing the interests of all taxing authorities where such lands are purchased by the city providing for the distribution of moneys received as income from or resale of such lands and providing for a method of reselling such lands purchased by the city or by the city and school district within said city at any sale for the non-payment of taxes free and clear of all mortgages ground rents interest in or claims against said lands

HOUSE BILL No. 768.

An Act to add section one thousand six hundred ten point one to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing the teaching of safe driving of automobiles

HOUSE BILL No. 822.

An Act to add section four point one to the act approved the first day of June one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties" limiting and regulating the liability of chattels for subsequent purchases

HOUSE BILL No. 823.

An Act to add section eleven point one to the act approved the twelfth day of May one thousand nine hundred twenty-five (P. L. 603) entitled "An act concerning conditional sales and to make uniform the law relating thereto" limiting and regulating liability of goods for subsequent purchases

HOUSE BILL No. 824.

An Act limiting and regulating liability of goods wares and merchandise purchased under bailment lease contracts for subsequent purchases and limiting the rights of bailors in certain cases

HOUSE BILL No. 876.

An Act empowering all corporations incorporated under the laws of the State of Pennsylvania for purposes not for profit to change alter and amend by by-law such provisions of their charters as are purely administrative and validating such changes alterations and amendments heretofore made

HOUSE BILL No. 1303.

An Act providing for the fixing and equalization of salaries for tipstaves in the courts of common pleasoyer and terminer and general jail delivery quarter sessions of the peace County Court of Allegheny County and orphans' courts in counties of the second class

HOUSE BILL No. 1308.

An Act providing for the acquisition by the Department of Forests and Waters in the name of the Commonwealth of certain lands in Carbon County for use as a State Park and recreation area providing for the management of said property by said department and defining the uses to which the property shall be put and making an appropriation

HOUSE BILL No. 1346.

An Act relating to the annual salaries of certain county officers of counties of the second class

With the information that the Senate has passed the same without amendment.

"JOHNNIE" WELCOMED

The SPEAKER. The Chair is very pleased to be able to again present to the Members and visitors of the House a voice that I am sure you will all recognize, one you have heard many times on the radio. It was our pleasure the other day to present to you Don McNeill. We are very happy to have with us the Division Manager of Central Pennsylvania William A. Heenan and the Sales Representative Mr. R. F. Bryner, who have brought with them "Johnnie" of Philip Morris.

The Chair requests Mr. Waterhouse, who together with Mr. Watkins, I am sure are very much responsible for having "Johnnie" here, and also Mr. Scanlon, to escort "Johnnie" to the rostrum.

The SPEAKER. May I present "Johnnie" of Philip Morris?

JOHNNIE. Mr. Speaker, thank you very much. Brevity has always been my greatest asset, and I won't infringe on it at this time. I am Johnnie of Philip Morris and I am making a good-will tour of the country. Recently I was in Washington and I am afraid that I upset the decorum of the House while I was there. So I came over here, accompanied by Mr. Waterhouse and Mr. Watkins, to say "hello" and to wish you well. I desire to thank you very much for your kind invitation to be here with you today, and I would like to get this across, "Call for Philip Morris." Thank you very much.

MEMBER CONGRATULATED

The SPEAKER. The Chair has a very important announcement and message. The Chair has received a very cordial invitation to attend the thirtieth wedding anniversary and celebration of the gentleman from Cambria, Mr. O'Connor, and Mrs. O'Connor, to be held on June 22nd. The Chair would like to acknowledge at this time this invitation and certainly will say for the Members of the House that they wish both Mr. and Mrs. O'Connor at least thirty years more of marital bliss. We wish them well and God bless them.

Mr. O'CONNOR. Mr. Speaker, I certainly want to thank you for your kindness and courtesy extended to me and Mrs. O'Connor in reading that invitation to all the Members of the House.

I wish to state that although thirty years have flown around I am still hale and hearty. During that span of thirty years I am proud to say I have become a parent, and I feel that no greater blessing could befall any man than to get a loving and devoted wife and a loving and devoted mother, and now a loving and devoted grandmother, such as I have had in Mrs. O'Connor for the past thirty years. As the parents of a family we have seen life in all phases, births and deaths, fortunes and reverses, but through it all we stuck together, and we hope that the expression of the Speaker may be realized that the first thirty years will only be the beginning

of greater happiness for the second thirty years. Again I thank you.

Mr. DIX. Of course, Mr. Speaker, I did not know this before, but inasmuch as Mr. O'Connor, the gentleman from Cambria who just spoke, has a wedding anniversary on the 22nd of June, I just want you to know that my wedding anniversary, which is the thirty-first, also comes on the 22nd of June. I want to congratulate the gentleman from Cambria, Mr. O'Connor, and Mrs. O'Connor.

PERMISSION TO ADDRESS HOUSE

Mr. YOUNG asked and obtained unanimous consent to address the House.

Mr. Speaker, since congratulations are in order for wedding anniversaries I would like to remind the House that today is the twenty-fourth wedding anniversary of the gentleman from Berks, Mr. Weidner.

The SPEAKER. The Chair is very pleased to learn that fact, and certainly wishes for him as he does for the gentleman from Wayne, Mr. Dix, the same as he wished for Mr. and Mrs. O'Connor, that their number of years of married bliss may be doubled and tripled.

BILLS ON THIRD READING

BILLS PASSED OVER

There being no objection,

Senate Bill No. 306, Printer's No. 571 and

Senate Bill No. 361, Printer's No. 589

were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 372, as follows:

An Act to further amend section one thousand twelve and subsection C of section one thousand two hundred ten of the act approved the fifteenth day of May one thousand nine hundred and thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and duties and limitations upon powers of corporations and persons authorized to engage in a banking or fiduciary business or both

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand twelve of the act approved the fifteenth day of May one thousand nine hundred and thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of

National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the eleventh day of April one thousand nine hundred and forty-five (P. L. 208) is hereby further amended to read as follows

Section 1012 Loans on and Investments in Bonds and Mortgages and Judgments of Record A bank or a bank and trust company shall have the power to lend on the security of or invest in bonds secured by mortgages upon real property but it shall lend upon or invest in only such bonds and mortgages as (1) are first liens on unencumbered improved real property including improved farm land situated within the Commonwealth or within fifty miles of a boundary thereof and (2) do not exceed two-thirds of the actual value of such real property and (3) become due within ten years after the making of such loan or investment unless amortized [in equal annual installments] over a period not exceeding [fifteen] twenty years after the making of such loan or investment [.] in monthly quarterly semi-annual or annual payments sufficient in amount to pay all interest and effect full repayment of principal within such twenty-year period Any building which is upon and is included in the valuation of such real property shall be insured against loss by fire to the benefit of such bank or bank and trust company by the borrower or mortgagor during the term of the bond in a company which is authorized to do business in Pennsylvania and is approved by the bank or bank and trust company making the investment It shall be lawful for a bank or bank and trust company to renew such policies at the expense of the borrower or mortgagor from year to year or for a longer or a shorter period not however exceeding the term of the obligation in case he shall fail to do so All necessary changes and expenses paid by such bank or bank and trust company for such renewals shall be paid by such borrower or mortgagor In case such borrower or mortgagor shall refuse upon demand to pay such charges and expenses they shall be added to the amount secured by the mortgage and shall together with interest from the date of the payment of such charges and expenses constitute a lien upon the property so mortgaged All expenses of searches examinations certificates of title or appraisal of actual value and all expenses of drawing and recording of papers shall be paid by such mortgagor or borrower The actual value of the real property shall be determined by two reputable persons especially familiar with real property values in the vicinity of the particular property to be appraised selected from or approved by the board of directors They shall inspect the property and shall state in writing that the actual value of the real property inspected to the best of their judgment is as stated Such report shall be filed and preserved among the records of the bank or bank and trust company The provisions of this subsection shall not apply to loans on the security of bonds secured by mortgages upon real property situated within the Commonwealth or within fifty miles of a boundary thereof made or for which a written commitment to guarantee has been made in accordance with the provisions of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act provided that such loans are guaranteed in an amount equal to at least twenty per centum thereof [of the value of the property subject to the lien] nor shall the provisions of this section apply to bonds secured by mortgages which are insured by or for which

a commitment to insure has been made by the Federal Housing Administration pursuant to the provisions of the National Housing Act of one thousand nine hundred and thirty-four approved the twenty-seventh day of June one thousand nine hundred and thirty-four its amendments and supplements nor to public utility railroad or industrial bonds or other securities commonly known as investment securities although such bonds may be secured in whole or in part by a mortgage upon real property

B A bank or bank and trust company shall have the power to lend on the security of or invest in judgments of record which are first liens on unencumbered real property situated within the Commonwealth or within fifty miles of a boundary thereof to the amount of fifty per centum of the actual value of such property under the same circumstances and subject to the same conditions as are established by this section in the case of loans on the security of or investments in bonds secured by mortgages upon real property

C The aggregate amount of all loans and investments made by virtue of this section shall not at any time exceed twenty-five per centum of the unimpaired capital and twenty-five per centum of its unimpaired surplus of fifty per centum of the total time deposits of such bank or bank and trust company at the option of the bank or bank and trust company except that the limitations of this subsection shall not apply to [the portion of] loans guaranteed or for which a written commitment to guarantee has been made in accordance with the provisions of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act [.] provided that such loans are guaranteed in an amount equal to at least twenty per centum thereof

Section 2 Subsection C of section one thousand two hundred ten of said act as amended by the act approved the twenty-first day of February one thousand nine hundred and forty-five (P. L. 7) is hereby further amended to read as follows

Section 1210 Limitation upon Loans and Discounts

* * *

C The limitations imposed by this section shall not apply to loans on the security of bonds secured by mortgages upon a dwelling for not more than four families and improved farm land situated within the Commonwealth made or for which a written commitment to guarantee has been made in accordance with provisions of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act Provided That each such loan is guaranteed in an amount equal to at least twenty per centum thereof [of the value of the property] subject to the lien and loans on the security of bonds secured by mortgages upon business property situated within the Commonwealth if such loans are guaranteed in whole or in part or if there is a written commitment to so guarantee in accordance with the provisions of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to the provisions of said act Provided That the non-guaranteed portion of each such business loan does not exceed two-thirds of the value of such business property nor shall any limitations imposed by this section apply to secondary loans [not in excess of five hundred dollars] fully guaranteed in accordance with the provisions of Section five hundred five of the "Servicemen's Readjustment Act of 1944" its amendments and supplements and rules and regulations promulgated from time to time pursuant to said act

Section 3 Effective Date The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax,
Andrews.	Getchey.	McCullough	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney	Scott.
Baumunk.	Goodling.	McMillen	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith. C C.
Bloom.	Greer.	Mills.	Smith. C M.
Boies.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Soilenberger
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore. C E.	Sproul.
Breisch.	Haller.	Moore. H A.	Stank.
Brice.	Haudenshield	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stonham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weldner.
Dix.	Laughner	Reese. D P.	Weiss.
Dye.	Layer.	Reese. E E.	Wescott.
Efenberg.	Lee.	Relly. J M.	West.
Elder.	Leisey.	Relly. W J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Mazza.	Rose.	Yetzer.
Flack.	Madden.	Rowen.	Young.
Fleming.	Madigan.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarraf.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILLS PASSED OVER

There being no objection,
Senate Bill No. 491, Printer's No. 231
Senate Bill No. 506, Printer's No. 611
Senate Bill No. 507, Printer's No. 610 and
Senate Bill No. 533, Printer's No. 397
were passed over at the request of the SPEAKER.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 578, as follows:

An Act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on taxcollectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws

On the question,
Will the House agree to the bill on third reading?

MOTION TO DROP BILL FROM CALENDAR

Mr. O'CONNOR. Mr. Speaker, I move that Senate Bill 578, Printer's No. 603, be dropped from the calendar.

On the question,
Will the House agree to the motion?

Mr. WATKINS. Mr. Speaker, I must take issue with my friend, the gentleman from Cambria, Mr. O'Connor. I think this bill should be voted upon by the Members of the Assembly. This bill amends, revises and consolidates the laws relating to certain delinquent taxes and clarifies the record and creates a system by which tax sale titles can be clarified and made as good as any title that can be given on real estate. The bill is the result of six years of study by the Local Government Commission. It is endorsed by the State Association of County Commissioners and the Pennsylvania School Directors' Association, also the cities, boroughs and township organizations throughout our Commonwealth. Therefore, I feel that we should vote on the bill.

The SPEAKER. The Chair has been informed that the Majority Leader has been called from the floor for a minute. Would the gentleman be agreeable to withdrawing his motion to drop the bill from the calendar, and temporarily passing the bill over?

MOTION TO DROP FROM CALENDAR WITHDRAWN

Mr. O'CONNOR. No, Mr. Speaker, I do not object to withdrawing my motion and passing the bill over temporarily.

The SPEAKER. If there is no objection, the bill will be passed over temporarily. The Chair hears none.

BILLS PASSED OVER

There being no objection,
Senate Bill No. 615, Printer's No. 620
Senate Bill No. 636, Printer's No. 533
Senate Bill No. 678, Printer's No. 401 and
Senate Bill No. 723, Printer's No. 584
were passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 742, as follows:

An Act to add a new section to be known as section five hundred twenty-four point one to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing and limiting the imposition of a tax for school purposes on certain residents of school districts of the first class prescribing the duties of public officials requiring the filing of returns and the giving of information by employers and those subject to the tax imposing on employers the duty of the collecting the tax at source making a husband liable for his wife's tax providing for the lien and collection of tax imposing penalties and repealing inconsistent laws

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Article five of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" is hereby amended by adding a new section to be known as section five hundred twenty-four point one to read as follows

Section 524.1 Definitions The following words when used in this act shall have the meaning ascribed to them in this section except where the context clearly indicates or requires a different meaning

"Collector of School Taxes" shall mean the school treasurer

"Employer" shall mean an individual copartnership association corporation governmental body unit or agency or any other entity who or that regularly employes one or more persons either full time or for most of such person's working time on a salary wage commission or other compensation basis one who so employes any person for more than six months in any calendar year shall be deemed an employer within this act

"Non-resident" as applied to employers shall mean an employer whose business is located outside a school district of the first class which imposes a tax under this act but within the Commonwealth of Pennsylvania

"Person" shall mean every natural person and whenever used in any clause prescribing and imposing a penalty the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Resident" shall mean any person domiciled in a school district of the first class which imposes a tax under this act As applied to employers it shall mean an employer whose principal office is in a school district of the first class which imposes a tax under this act

"Taxpayer" shall mean a person subject to a per capita tax levied under the provisions of this act

(a) Imposition of Tax Any school district of the first class in the Commonwealth of Pennsylvania shall levy and collect annually in addition to other taxes provided by law a per capita tax on each resident or inhabitant of such school district over twenty-one years of age which tax shall not be less than one dollar (\$1.00) nor more than five dollars (\$5.00) for each person subject to the tax

(b) Duties of Assessors In order that the board of public

education in each school district of the first class in this Commonwealth shall assess levy and collect a per capita tax on each resident or inhabitant over twenty-one years of age residing in the district it shall be the duty of the proper board of assessors having in charge the assessment of real estate for the purpose of taxation by the school district to prepare a list of residents or inhabitants in such school district over twenty-one years of age and return the same with the other taxable property in the district as provided by law

(c) Notice to be Given Public notice by advertisement in two or more newspapers of general circulation in the school district levying the tax shall be given once a week for three weeks prior to May first of the year for which the tax is levied setting forth the amount of per capita tax payable by each resident or inhabitant of the school district over twenty-one years of age the requirement that return be filed by the taxpayer or his employer and the tax paid on or before the first day of May following the penalties imposed for failure to file a return and/or pay the tax and such other information and instructions as may be deemed necessary or advisable

(d) Returns and Payment of Tax Each person subject to the tax imposed under this act shall on or before May first of each year make and file with the collector of school taxes of the school district on a form furnished by or obtainable from the collector of school taxes or from such other sources as may be designated a return setting forth the name and address of the taxpayer the amount of tax owing the name of his or her spouse if any and the name and address of his or her employer and shall at the same time pay to the collector of school taxes the amount of tax owing at the time the return is filed if the tax is not paid when the return is filed it may be paid thereafter at face during the months of May June and July if it is not paid on or before the last day of July in the year in which it becomes due shall be delinquent and shall thereafter bear interest at the rate of one-half of one per centum per month until paid Provided however That where the tax shall have been deducted at source by an employer and paid to the collector of school taxes by the employer making such deduction the amount so paid shall be deducted from the tax as levied and the balance if any remaining unpaid shall be paid at the time of filing said return Provided further That where a return is made by an employer and the full amount of the tax payable by any resident employee is deducted by the employer from the salary or compensation of the employee and paid to the collector of school taxes by the employer this shall be accepted as the return required to be made by the employee

(e) Collection at Source Each resident employer within a school district of the first class imposing a tax under the provisions of this act who employs one or more persons on a salary wage or commission basis shall on or before May first of each year make a return under oath to the collector of school taxes on a form to be obtained as above provided which shall set forth the name and residence of each employee of said employer who resides within the school district levying the tax the name of such employee's spouse if any the amount of tax owing by such employee and spouse if any The board of public education or the collector of school taxes may require a similar return to be made by any non-resident employer who is believed to have in his or its employ any employee residing in the school district levying the tax If an employer making a return under this act has no employee residing in the school district levying the tax he shall so state in his return An employer who deducts and transmits the tax owing by his employees shall be entitled to two per centum (2%) of the amount so deducted for his services

Any resident or non-resident employer making such a return shall deduct from the salary wages or commissions payable to any employee residing in the school district levying a tax under the provisions of this act the amount of per capita tax owing by such employee to the school district and shall transmit the same with said return to

the collector of school taxes Provided however That the failure or omission by any employer to make such return and/or pay such tax shall not relieve the employe from the payment of such tax or from the necessity of making a proper return as required by this act

(f) Husband Liable for Wife's Tax Every husband whose wife is subject to a per capita tax levied under the provisions of this act shall be liable for the payment of his wife's tax and every return and every payment of tax made by or on behalf of a married man shall include his wife's per capita tax the liability of a husband for his wife's tax shall be in addition to the liability of a married woman for her own tax

(g) Tax a Lien on Real Estate Any per capita tax owing by the owner or owners of real estate and remaining unpaid after May first of the year for which the tax is levied shall be a lien on any such real estate located in the ward in which the taxpayer resides and a claim therefor may be filed and prosecuted to judgment in the same manner and to the same extent as claims for taxes on real estate are filed and prosecuted under any law now in force or which may hereafter be passed

(h) Collection of Tax All taxes imposed under the provisions of this act shall in addition to all other remedies herein provided be recoverable in an action in assumpsit as other debts of like amount are recoverable and the defendant shall not be entitled to the benefit of any exemption law costs incurred in collecting the tax shall be paid by the school district levying the same

(i) Investigative Powers of Collector The collector of school taxes or any agent or employe authorized by him in writing is hereby authorized to examine the books papers and records of any resident or non-resident employer or supposed employer of residents of the school district levying a tax under the provisions of this act in order to verify the correctness of any return made by such employer or if no return was made in order to secure the data which a correct return would have disclosed Every such employer or supposed employer is hereby directed and required to give to said collector of school taxes or other duly authorized agent or employe or either of them the means facilities and opportunities for such examinations and investigations as are authorized by this act The collector of school taxes in performing his duties under this act is hereby authorized to examine any person under oath and to this end he may compel the production of books papers and records and the attendance of all persons before him whether as parties or witnesses whom he believes to have knowledge of matters under investigation

(j) Violation Penalties Any person who shall fail neglect or refuse to make any return required by this act or who shall fail neglect or refuse to pay a tax levied under this act or any person who shall refuse to permit the collector of school taxes or any agent or employe appointed by him in writing to examine his books records and papers or who shall knowingly make any incomplete false or fraudulent return or who shall attempt to do any thing whatever to avoid to full disclosure of pertinent information required by the collector of school taxes or any employer who fails to turn over promptly to the collector of school taxes the moneys deducted from the compensation of any resident employe on account of taxes payable by such employe shall be subject to a fine or penalty of twenty-five dollars (\$25.00) and costs for each such offense or to undergo imprisonment for not more than ten days for the nonpayment of such fine or penalty and costs within ten days from the imposition thereof It shall be the duty of the board of public education to enforce the penalties imposed by this act by summary proceedings before any justice of the peace alderman or magistrate of the county in which the offense was committed subject to appeal by the defendant as provided by law in summary conviction cases All such fine and penalties shall be payable to the collector of school taxes of the school district imposing the tax for the use of the school district The failure of any employer or taxpayer

to receive or procure a return form shall not excuse him from making a return

(k) Duty to Collect The collector of school taxes in any school district of the first class is hereby charged with the duty of collecting taxes levied under the provisions of this act so far as the same may be collected by demand and billing such collector may reexamine or correct returns and payments alleged or found to be incorrect or as to which the over-payment or under-payment is claimed or fund to have occurred taxes levied under this act which become delinquent shall be field of record as liens against real estate in the manner now provided by law in the case of delinquent school taxes and by the person or persons now authorized or directed by law to file such delinquent school taxes if the tax cannot be collected by demand and billing or by filing a lien for the same against real estate owned by a taxpayer it shall be the duty of the school district levying a tax through its solicitor to collect the same by suit in assumpsit or by prosecution under subsection (j) of this section and in this section and in this event the collector of school taxes shall furnish to the school district or its solicitor any information concerning such delinquent taxpayers which may be in his possession

(l) Purpose of the Tax The revenue to be derived from the imposition of a per capita tax under the provision of this act shall be paid into the general fund of the school district and shall be used to pay current expenses or other obligations of the school district

(m) Adoption of Rules and Regulations The board of public education of any school district imposing a per capita tax under the provisions of this act may make and adopt such reasonable rules and regulations not inconsistent with the provisions of this act as may be considered necessary or advisable for the proper administration of this act

(n) Repealing Clause Any act or parts of acts inconsistent with the provisions of this act are hereby repealed only insofar as they may relate to or would affect matters covered by this act

Section 2 The provisions of this act shall apply to school districts of the first class having a population of less than 1,500,000 persons

Section 3 The provisions of this shall become effective upon final enactment and taxes may be levied hereunder for the fiscal year beginning January first one thousand nine hundred and forty-eight

And said bill having been read at length the third time considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson	Gallagher.	McCosker.	Sax,
Andrews	Getchey.	McCullough.	Scanlon.
Bane.	Gibson	McDonald.	Schuster
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.
Bloom.	Greer.	Mills.	Smith, O. M.
Boies.	Griffiths.	Mintess.	Snider
Bonawitz.	Guthrie.	Mohr.	Sollenberger
Boorse.	Gyger.	Mooney.	Sorg
Bower.	Hall.	Moore C. E.	Sproul.
Breisch.	Haller.	Moore H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.

Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pluhney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dairymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Reidner.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D P.	Weiss.
Dye.	Layer.	Reese R E.	Westcott.
Efeuberg.	Lee.	Reilly J M.	West.
Elder.	Leisey.	Reilly W J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarrafi.	Speakei.
Frost.			

NAYS—0.

NOT VOTING—1.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 769, as follows:

An Act to further amend clause (a) of section three hundred eight of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" fixing the liability of the Commonwealth for payment of part of the compensation for disability or death from certain occupational diseases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clause (a) of section three hundred eight of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employe arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues

establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" as last amended by the act approved the twelfth day of June one thousand nine hundred forty-one (P. L. 125) is hereby further amended to read as follows

Section 308 (a) When compensation is awarded because of disability or death caused by silicosis anthraco-silicosis asbestosis or any other occupational disease which developed to the point of disablement only after an exposure of five or more years the compensation for disability or death due to such disease shall be paid jointly by the employer and the Commonwealth in accordance with the following provisions If disability begins between October 1 1939 and September 30 1941 both dates inclusive the employer shall be liable for and pay fifty per centum of the compensation due and the Commonwealth fifty per centum thereof Thereafter depending upon the date when disability begins the proportions of compensation for which the employer and the Commonwealth shall respectively become liable shall be If disability begins between October 1 1941 and September 30 1943 the employer sixty per centum and the Commonwealth forty per centum if between October 1 1943 and September 30 1945 the employer seventy per centum and the Commonwealth thirty per centum if [between] after October 1 1945 [and September 30 1947] the employer eighty per centum and the Commonwealth twenty per centum [if between October 1 1947 and September 30 1949 the employer ninety per centum and the Commonwealth ten per centum The employer shall pay the full amount of compensation provided in this act for disability or death in all cases where disability begins on or after October 1 1949]

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith. C C
Bloom.	Greer.	Mills.	Smith. C M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore C E.	Sproul.
Breisch.	Haller.	Moore H A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervinak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dairymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.

Dix.	Laughner.	Reese, D. P.,	Weiss,
Dye,	Layer.	Reese, R. E.,	Wescott,
Efenberg.	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0.

NOT VOTING—1.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 777, as follows:

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nominations of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of election, county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" further regulating procedure for rejection of nomination papers and the procedure for nominations and substituted nominations by political bodies

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of section six hundred thirty-four and subsection (e) of section nine hundred fifty one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" are hereby amended to read as follows

Section 634 Substituted nominations for special elections

* * *

(b) In case of the death or withdrawal of any candidate nominated by a political body for a special election the committee named in the original nomination papers may nominate a substitute in his place by filing a substituted nomination certificate in the form and manner prescribed by Section 980 of this act in the case of a vacancy caused by the death of any candidate said nomination certificate shall be accompanied by a death certificate properly certified provided however that no substitute nomination certificate shall nominate any person who has already been nominated by any political party or by any other political body for any office to be filled at the same special election

Section 951 Nominations by Political Bodies

* * *

(e) There shall be appended to each nomination paper offered for filing an affidavit of each candidate nominated therein stating (1) the election district in which he resides (2) the name of the office for which he consents to be a candidate (3) that he is eligible for such office (4) that he will not knowingly violate any provision of this act or of any law regulating and limiting election expenses and prohibiting corrupt practices in connection therewith (5) that his name has not been presented as a candidate by nominational petitions for [the same] any public office to be voted for at the ensuing primary election nor has he been nominated by any other nomination papers filed for [the same] any such office

Section 2 The first paragraph of section nine hundred seventy six of said act as last amended by the act approved the twenty eighth day of July one thousand nine hundred forty-one (P. L. 526) is hereby further amended to read as follows

Section 676 Examination of Nomination Petitions Certificates and Papers Return of Rejected Nomination Petitions Certificates and Papers When any nomination petition nomination certificate or nomination paper is presented in the office of the Secretary of the Commonwealth or of any county board of elections for filing within the period limited by this act it shall be the duty of the said officer or board to examine the same No nomination petition nomination paper or nomination certificate shall be permitted to be filed if (a) it contains material errors or defects apparent on the face thereof or on the face of the appended or accompanying affidavit or (b) it contains material alteration made after signing without the consent of the signers or (c) it does not contain a sufficient number of genuine signatures as required by law or (d) in the case of nomination petitions if nomination petitions have been filed for printing the name of the same person for the same office except the office of judge of a court of record upon the official ballot of more than one political party or (e) in the case of nomination papers if the candidate named therein has filed a nomination petition for [the same] any public office for the ensuing primary or has been nominated for [the same] any such office by nomination papers previously filed or (f) if the nomination petitions or papers are not accompanied by the filing fee or certified check required for said office or (g) in the case of nomination papers the appellation set forth therein is identical with or deceptively similar to the words used by any existing party or by any political body which has already filed nomination papers for the same office or if the appellation set forth therein contains part of the name or an abbreviation of the name or part of the name of an existing political party or of a political body which has already filed nomination papers for the same office The invalidity of any sheet of a nomination petition or nomination paper shall not affect the validity of such petition or paper if a sufficient petition or paper remains after eliminating such invalid sheet. The action of said officer or board in refusing to receive and file any such nomination petition certificate or paper may be reviewed by the court of common pleas of the proper county upon an application for a writ of mandamus to compel its reception as of the date when it was presented to the office of such officer or board Provided however That said officer or board shall be entitled to a reasonable time in which to examine any petitions certificates or papers and to summon and interrogate the candidates named therein or the persons presenting said petitions certificates or papers and his or their retention of same for the purpose of making such examination or interrogation shall not be construed as an acceptance or filing

Section 3 Section nine hundred eighty of said act is hereby amended to read as follows

Section 980 Substituted Nominations by Political Bodies In case of the death or withdrawal of any candidate nominated by any political body by nomination papers the committee named in the original nomination papers may nominate a substitute in his place by filing in the proper office a substituted nomination certificate which

shall set forth the facts of the appointment and powers of the committee (naming all its members) of the death or withdrawal of the candidate and of the action of the committee thereon giving the name residence and occupation of the candidate substituted thereby and the truth of these facts shall be verified by the affidavit annexed to the certificate of at least two members of the committee. In the case of a vacancy caused by the death of any candidate said substituted nomination certificate shall be accompanied by a death certificate properly certified. Provided however That no substitute nomination certificate shall nominate any person who [has already been nominated by any political party or by any other political body for the same office] was a candidate for nomination by any political party for any office to be filled at the ensuing November election whether or not nominated for such office by such political party or who has already been nominated by any other political body for any office to be filled at the ensuing November or special election.

Section 4 Subsection (a) of section nine hundred eighty-one of said act as last amended by act No 9 approved the fifth day of March one thousand nine hundred forty-seven is hereby amended to read as follows

Section 981 Time for Filing Substituted Nomination Certificates (a) Substituted nomination certificates to fill vacancies caused by the withdrawal of candidates nominated at primaries or by nomination papers shall be filed with the Secretary of the Commonwealth or proper county board of elections as the case may be at least fifty days before the day of the general election and at least twenty days before the day of the municipal election. Provided however That no substituted nomination certificate by a political body may be filed until after the primary election.

Section 5 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster
Barrett.	Goff.	McKinney	Scott.
Baumunk.	Goodling.	McMillen	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker
Bender.	Graybill.	Mikula	Simons.
Bentzel.	Greenwood.	Miller.	Smith. C. C.
Bloom.	Greer.	Mills.	Smith. C. M.
Boies.	Griffiths.	Mintess	Sneider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore C. E.	Sproul
Breisch.	Haller.	Moore H. A.	Stank.
Brice.	Haudensfield	Morrison	Stimmel.
Brown.	Helm.	Murray.	Stockham
Brunner.	Henry.	Myers.	Stonier
Bucchin.	Hewitt.	Najaka.	Stuart
Cadwalader.	Hocker.	Naumann	Swope.
Capano.	Hoffman	Needham.	Tahl.
Cassidy.	Hoopas.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell	Toomey
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona
Costa.	Kelley.	Pichney.	Wachhaus
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kl'ne.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.

Deputy.	Kurtz.	Reagan	Weldner
Dix.	Laughner	Reese D. P.	Weiss.
Dye.	Lay.	Reese R. E.	Wescott
Efenberg.	Lee.	Reilly. J. M.	West.
Elder.	Leisey.	Reilly. W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson	Yeakel.
Flash.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarraf.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection,

Senate Bill No. 801, Printer's No. 585

was passed over at the request of the SPEAKER.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 814, as follows:

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations

The General Assembly of the Commonwealth of Pennsylvania enacts as follows

Section 1 Section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" is hereby amended to read as follows

Section 2 licenses shall hereafter be granted by the Pennsylvania Liquor Control Board for the retail sale of malt or brewed beverages or the retail sale of liquor and malt or brewed beverages in excess of one of such licenses of any class for each one thousand inhabitants or fraction thereof in any municipality exclusive of licenses granted to hotels as defined in this act and clubs but at least one such license may be granted in each municipality except in municipalities where the electors have voted against the granting of any retail licenses. Nothing contained in this section shall be construed as denying the right to the Pennsylvania Liquor Control Board to renew or to transfer existing retail licenses of any class notwithstanding that the number of such licensed places in a municipality shall exceed the limitation hereinbefore prescribed but where such number exceeds the limitation prescribed by this act no new license except for hotels as defined in this act and veterans' clubs as hereinafter provided shall be granted so long as said limitation is exceeded. Any branch post camp or chapter of a veterans'

organization Nationally chartered by the United States congress or any subsidiary thereof chartered as such by the national organization whose active and voting membership is the same as such branch post camp or charter which files a proper application together with the required fees and bond within eighteen months after the effective date of this act may be licensed any time after its incorporation whether or not it shall have been in existence and operation for a period of one year

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. READINGER. Mr. Speaker, as one who is opposed to the limitation of licenses and who voted for 1170, when it passed this House with the limitation on clubs renewed for a period of eighteen months, I find that I cannot in good conscience vote for this bill.

Senate Bill 814 seeks to amend the limitation law by providing that for the next eighteen months club licenses may be issued to veterans' clubs as defined in the bill. It appears that the latest amendment includes home associations of veterans' organizations. Under the interpretation of the Dauphin County Court of Common Pleas the present limitation law has been interpreted so as not to include clubs. If I vote for this bill I will eliminate the ability of any other organization other than a veterans' organization, no matter how good it may be, from obtaining a club liquor license. In every county in the state—I think there are twenty-seven or twenty-eight counties where the courts have already ruled that the clubs are not within the quota, veterans' organizations can now obtain liquor licenses. In all the counties where the courts have ruled otherwise, of course, the veterans' organizations as well as other organizations will not be able to obtain a club liquor license.

I think perhaps there has been a lot of confusion as to just what this bill does. I know many members have spoken to me and they think if they vote against the bill, regardless of the county they happen to be in, they will be saying to the veterans, "You cannot have a club liquor license." That is not so. The one thing that this bill does, however, if it should pass, is to make it possible for veterans' organizations to apply immediately and obtain a club liquor license because the provision that they must wait until one year has elapsed will be eliminated in the present law. Therefore, for those reasons I am going to vote against Senate Bill 814.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—163

Aaronson.	Fish.	Lyons.	Rowen.
Andrews.	Fliss.	Madden.	Royer.
Bane.	Flack.	Mazza.	Sarra.
Barrett.	Fleming	McCormack.	Sax.
Baumunk	Foor	McCosker.	Scanlon.
Beech.	Frost	McDonald.	Schuster
Bender.	Gallagher	McKinney	Scott.
Bentzel	Getchey.	McMillen	Serrill
Bloom.	Goff.	Mikula	Shoemaker
Boles.	Goodling.	Miller.	Simons.
Boorse.	Gorman.	Mills.	Smith, C C.

Brelschi.	Greer.	Mohr.	Snider.
Brice.	Griffiths.	Mooney.	Sollenberger
Brown.	Guthrie.	Moore, C E.	Sprout
Brunner.	Haller.	Moore, H A.	Stimmel.
Bucchin.	Haudenschild.	Morrison.	Stonier.
Capano.	Helm.	Murray.	Stuart.
Cassidy.	Henry.	Myers.	Swope.
Chervenak.	Hoopes.	Najaka.	Thomassy.
Chudoff.	Horan.	Naumann.	Thompson.
Clevenger.	Imbt.	Needham.	Tittle.
Cochran.	Jennings.	Neff.	Tompkins
Cole.	Johnson.	Nelson.	Toomey.
Cook.	Johnston.	O'Connor.	Turner
Cooper.	Jump.	O'Dare.	Upshur.
Cordier.	Kean.	O'Donnell	Vaughan
Costa.	Kelley.	O'Neill.	Wachhaus
Dague.	Kemp.	Orban.	Waldron
Dalrymple.	Kent.	Petrosky.	Walton.
Davison.	Kirley	Pickens.	Waterhouse
De Long.	Kline.	Polaski.	Watkins.
Demech.	Kohl.	Powers.	Watson.
Dennison	Krise.	Propert	West.
Depuy	Kurtz.	Reagan.	Wheeler.
Dye.	Laughner.	Reese, R E.	Wolf.
Efenberg.	Lager.	Reilly, J. M.	Worley
Elder.	Lelsey	Reilly, W J.	Yester.
Erb.	Livingston.	Richter.	Yetzer.
Evans.	Livingstone	Riley	Young.
Ewing.	Loftus.	Fobbins.	Lichtenwalter.
Feola.	Lovett.	Rose.	Speaker

NAYS—20

Bonawitz.	Hall.	McCullough.	Stank.
Bower.	Hocker.	Ragot.	Stockham
Dix.	Hoffman.	Readinger.	Weiss.
Graybill.	Jones.	Reese, D P.	Wood.
Gyger.	Madigan	Sorg.	Yeakel.

NOT VOTING—22

Cadwalader.	Lee.	Robertson	Verona.
Crowley.	Mihm.	Root.	Wagner.
Gibson	Mintess.	Smith, C M.	Wallin.
Greenwood.	Patten.	Tahl.	Weidner.
Hewitt.	Pichney.	Frout	Wescott
Kratz.	Price.		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 1286

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurring in by the House of Representatives, to House Bill No. 1286, entitled:

An Act validating certain conveyances of real property and certain agreements concerning real property made by a county home or by the directors of the poor

And has appointed Messrs. Watson, Mahoney and Woodring a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 852, as follows:

An Act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the county assessing authority board of revision of taxes receiver of school taxes board of public education in such districts conferring and imposing powers and duties on and providing for compensation to certain county treasurers and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except where the context clearly indicates a different meaning

"Resident" A person copartnership or unincorporated association or company resident located or liable to taxation within a school district of the first class levying a tax under the provisions of this act of a joint stock company or association limited partnership bank or corporation formed created or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other state or government and liable to taxation within a school district of the first class levying a tax under this act

"Board" The board of revision of taxes or other county assessing authorities of any county coextensive with a school district of the first class or in which a school district of the first class is located

Section 2 Tax on Mortgages Judgments etc Imposition and Rate of Tax Exceptions All personal property of the classes hereinafter enumerated owned held or possessed by any resident whether such personal property be owned held or possessed by such resident in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity or by any resident as trustee agent or attorney-in-fact jointly with one or more trustees agents or attorney-in-fact domiciled in another state or within this Commonwealth but outside the school district levying the tax where such personal property is held and managed in such school district of the first class except as executor or administrator of the estate of a non-resident decedent and except as trustee for a resident or non-resident religious charitabl or educational organization no part of the net earnings of which inures to the benefit of any private stockholder or individual for the use benefit or advantage of any other person copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation and the equitable interest in any such personal property of the classes hereinafter enumerated owned held or possessed by any resident where the legal title to such personal property is vested in a trustee agent or attorney-in-fact domiciled in another state or within this Commonwealth but outside the school district levying the tax or where the legal title to such personal property is vested in more than one trustee agent or attorney-in-fact one or more of whom are domiciled in another state or within this Commonwealth but outside the school district levying the tax and one or more of whom are domiciled within such school district such personal property is held and managed in another state or within this Commonwealth but outside the school district levying the tax and where such resident is entitled to receive all or part of the income therefrom is hereby made taxable annually for the year 1948 and annually thereafter for public school purposes in school districts of the first class and shall be levied upon annually the board of public education in every such school district at the rate of not less than one (1) nor more than four (4) mills on each dollars of the value thereof and no failure to assess or return the same shall discharge such owner or holder therefrom liability therefor that is to say

All mortgages all moneys owing by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest all public loans whatsoever except those issued

by this Commonwealth or the United States and except the public loans and obligations of any county city borough town township school district and incorporated district of this Commonwealth and except the bonds and obligations of bodies corporate and politic of this Commonwealth known as municipal authorities all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether th interest be included in the principal of the obligation or payable by the terms thereof and all scrip bonds certificates and evidences of indebtedness issued and all scrip bonds certificates and evidences of indebtedness assumed or on which interest shall be paid by any and every private corporation incorporated or created under the laws of this Commonwealth or the laws of any other state or of the United States and doing business in any school district of the first class levying the tax except first class or nonprofit corporations all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government except shares of stock in any bank and trust company national banking association savings institution corporation or limited partnership liable to a tax on its shares or a gross premiums tax or liable to or relieved from the capital stock or franchise tax for State purposes under the laws of this Commonwealth and all moneys loaned or invested in other states territories the District of Columbia or foreign countries all other moneyed capital owing to individual citizens of the school district levying the tax Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loans shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debit balances owing by customers of bankers or brokers in the usual courses of business nor to interest bearing accounts in any bank or banking institution savings institution employees' thrift or savings association whether operated by employes or the employer or trust company nor to personal property held in the commercial department and owned in its own right by a banking institution savings institution or trust company in liquidation by a receiver trustee or other fiduciary nor to personal property formerly held by a banking institution in its own right but assigned by it to one or more trustees for liquidation and payment to the creditors and stockholders of such banking institutions nor shall this act apply to the proceeds of any life insurance policy held in whole or part by the insurer nor the principal value of annuities nor to any personal property held in any trust forming part of a stock bonus pension or profit sharing plan of an employer for the exclusive benefit of his employes or their beneficiaries which trust under the latest ruling of the Commissioner of Internal Revenue is exempted from Federal income tax And provided further That the provisions of this act shall not apply to building and loan associations or to shares of stock issued by building and loan associations or to savings institutions having no capital stock and if at any time either now or hereafter any persons or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidence of indebtedness clear of and free from the tax herein provided for or any part thereof or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the tax on any of such securities bonds or other evidences of indebtedness as may be held owned by or owing to the said savings institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life casualty or fire insurance corporations having no capital stock secret

and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to xta on their shares or the aforesaid capital stock or franchise tax for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner except as executor or administrator of the estate of a nonresident decedent and except as trustee for a resident or nonresident religious charitable or educational organization no part of the net earnings of which inures to the benefit of any private stockholder or individual shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That the provisions of this section shall not apply to personal property of the class hereinabove enumerated received or acquired with proceeds of money or property received from any person or persons copartnership or unincorporated association or company nonresident in or not located within such school district or from any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth by any person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within such school district or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth nor shall the provisions of this section apply to personal property held for the use benefit or advantage of any resident who shall have in each of the ten preceding calendar years given or contributed all of his net income to any corporation organized or operated exclusively for religious charitable scientific literary or educational purposes

The value of the equitable interest in any personal property made subject to tax by this section shall be measured by ascertaining the value of the personal property in which such resident has the sole equitable interest or in case of divided equitable interests in the same personal property then by ascertaining such part of the value of the whole of such personal property as represents the equitable interest of such resident therein

Section 3 Returns of Tax (a) For the purpose of ascertaining the amount of tax payable under this act it shall be the duty of every resident liable to pay such tax on or before the fifteenth day of February of each year to transmit to the board upon a form prescribed prepared and furnished by the board a return certified by him as full true and correct to the best of his knowledge and belief and setting forth

(1) The aggregate actual value of each part of the different classes of property made taxable by this act held owned or possessed by such resident as of the listing date fixed annually in the manner provided herein either in his own right or as trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person copartnership unincorporated association company limited partnership joint-stock association or corporation

(2) Such relevant information as may be required by the board concerning each of the different classes of

property enumerated in section two of this act owned held or in any manner possessed by such resident

The failure of any taxable resident to receive or procure a return from shall not excuse him from making a return

(b) The return so made shall be certified to by the person making the same if an individual and in the case of copartnerships unincorporated associations and joint-stock associations and companies by some member thereof and in the case of limited partnerships and corporations by the president chairman or treasurer thereof

(c) Whenever any personal property taxable under the provisions of this act was owned by a decedent at the time of his death and is held by his executor or administrator return of such personal property shall be made and the tax paid if such decedent was domiciled at the time of his death in a school district of the first class notwithstanding the residence or location of such executor or administrator or of any beneficiary or the place where such securities are kept

(d) Whenever any personal property taxable under the provisions of this act is held owned or possessed as trustee agent attorney-in-fact or in any other manner as hereinabove set forth by two or more persons copartnerships unincorporated associations companies limited partnerships joint-stock associations or corporations all of which are residents of the Commonwealth but not all of which are domiciled in the same school district levying this tax return of such personal property shall be made in a school district of the first class where any of the same are domiciled and there shall be paid in each such school district that portion of the tax imposed upon such personal property so held owned or possessed as the number of such trustees agents or attorneys-in-fact domiciled therein bears to the total number thereof notwithstanding the residence of any beneficiary or the place where such personal property is kept

Section 4 Listing Date The board shall on or before the fifteenth day of January one thousand nine hundred forty-eight and annually thereafter fix a day as of which the property made taxable by this act shall be listed and returned The day so fixed shall be between the first and the fifteenth days of the month of January both inclusive and the day so fixed shall be printed or stamped on the forms for making returns of all such property If through inadvertence mistake or otherwise the board fails to designate or fix such date or if such date does not appear on the form for making return of such property the date as of which such property shall be listed and returned shall be the immediately preceding first day of January

Section 5 Payment of the Tax The tax imposed by this act shall be due and payable at the same time and subject to the same conditions as to discounts penalties and interest as in the case of personal property taxes due and payable to the county or city coextensive with the county in which the school district of the first class levying the tax is located

Section 6 Collection and Use of Tax Compensation of Collector All taxes penalties and fines imposed under the provisions of this act shall be paid to and collected by the Receiver of School Taxes or in school districts in which there is no Receiver of School Taxes by the County Treasurer of the county in which such school district is located and such County Treasurer shall pay the same to the School Treasurer of such school district There shall be paid to the county for the services rendered by such county treasurer in collecting the tax an amount to be mutually agreed upon between the county treasurer and the board of public education Such monies shall be collected by such collecting officials in the same manner as the personal property taxes for county purposes or in cities coextensive with counties for city and county purposes are collected

Section 7 Assessment by the Board Notice (a) If any taxable resident shall fail to file a return or fail to include in any return all of his property made taxable by this act or shall file a return which is false incomplete

incorrect or inaccurate the board shall make an assessment of tax against such resident of the amount of the tax for which such resident is liable or for which he is believed by the board to be liable to which estimated return the board shall add twelve per cent (12%) and the aggregate amount so obtained shall be the basis for taxation

(b) The board shall notify by mail such resident of the estimated assessment. If such resident is dissatisfied with the assessment so made he may on or before the day fixed for appeals from assessments present reasons supported by oath or affirmation for his failure to file a return to include all of his taxable property therein or for having made a return which was incomplete, incorrect or inaccurate and the board may if satisfied with the excuse so presented permit the tax payer to file his own return and substitute said return for the estimated return made by the board. In all cases where a false return has been filed by the taxpayer the board may not relieve the taxpayer from the payment of twelve per cent (12%) penalty but the estimated return shall be final except in those cases in which a true and correct return shall reveal a higher assessed value than that contained in the estimated return in which case the tax and penalty shall be based upon the true valuation.

Section 8 Assessments Made at Any time Within Five years. An assessment as herein provided may be made by the board at any time within five (5) years after any property owned, held or possessed or alleged to have been so owned, held or possessed by any resident should have been returned by him for taxation notwithstanding he shall have paid a tax assessed on the basis of returns previously made or filed and notwithstanding the board shall have made previous assessments against such resident. In any such case no credit shall be given for any penalty formerly assessed and paid.

Section 9 Petition for Reassessment Appeal. (a) Any resident against whom an assessment is made may petition the board for a reassessment. Notice of an intention to file such a petition or to appear and be heard shall be given to the board within thirty (30) days after notice of such assessment is given or sent by the board to the taxpayer as provided in this act. The board shall hold such hearings as may be necessary to hear and determine petitions for reassessment at such places and at such times as may be determined by rules and regulations of the board and each petitioner who has duly notified the board of an intention to file a petition for reassessment or to appear and be heard shall be notified by the board of the time when and the place where such hearings shall be held. All such petitions shall set forth specifically and in detail the grounds upon which it is claimed the assessment is erroneous or unlawful and shall be accompanied by an affidavit under oath or affirmation certifying to the correctness of the facts stated therein. If no petition for reassessment is filed with the board the petitioner may in lieu thereof appear at the hearing and present his petition orally in which event all testimony or statements of facts shall be made under oath or affirmation.

(b) If such petitioner is dissatisfied with the action of the board on his petition for reassessment he shall have the right to appeal to the court of common pleas of the county where he resides at any time within sixty (60) days after notice of such action is given to him by the board. If any resident shall fail to give due notice of an intention to petition for reassessment and to file a petition for reassessment or to appear and be heard after due notice of his intention to do so or to appeal to the court of common pleas within the time and in the manner herein set forth the right to do so shall be forever barred and any such resident so failing shall not thereafter be permitted in a suit for the recovery of such tax to set up any ground of defense which might have been determined either by the board or the court of common pleas. **In all cases of petitions for reassessment and appeals the**

burden of proof shall be on the petitioner or appellant as the case may be and every appeal to the court of common pleas under this section shall specify all the objections to the assessment and any objection not specified in the appeal shall not be considered by the court.

Section 10 Information at Source Reports. The executor of every will and the administrator of every estate at the time of filing with the register of wills or clerk of the orphans' court the inventory and appraisal of such estate shall file with such register of wills or clerk of the orphans' court a statement in duplicate under oath or affirmation setting forth the items included in such inventory and appraisal which may be liable to the tax imposed by this act. The register or clerk with whom the same is filed shall forthwith send one copy thereof to the board. It shall be the duty of the board to proceed at once to assess the tax due from such decedent with interest as provided in this act. Such assessment shall include all property owned, held or possessed by the decedent which should have been returned by him for taxation for any former year or years not exceeding five (5) years. In any case where a false, incomplete, incorrect or inaccurate return has been previously filed the board shall make an additional assessment for the five (5) years immediately preceding the year of assessment in the same manner as otherwise provided in this act. The school district levying the tax may proceed to collect the said tax by presenting a claim therefor to the orphans' court of the proper county or may proceed by action or suit at law in any court of competent jurisdiction or take any and all other appropriate steps or procedure for the collection of such taxes.

Section 11 Examination of Books and Witnesses rules and regulations. (A) The board or any employee authorized in writing by it is hereby authorized to examine the books, papers and records of any resident in order to verify the accuracy of any return made or if no return was made to ascertain and assess the tax imposed by this act. Every such resident is hereby directed and required to give to the board or its duly authorized employees the means, facilities and opportunity for such examinations and investigations as are hereby provided and authorized. The board is hereby authorized to examine any person under oath concerning any property which was or should have been returned for taxation and to this end may compel the production of books, papers and records and the attendance of all persons whether as parties or witnesses whom it believes have knowledge of such property. In the event of the refusal of any taxpayer to permit the examination of his books and records or upon his refusal to appear before the board or to testify or in the event of his refusal to produce books, papers and records which the board has directed to be produced the board may have recourse to the court of common pleas of said county which court shall upon cause shown direct the attendance of witnesses and the production of such books, papers and records.

(b) The board is hereby authorized and empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of the taxes, penalties and interest imposed by this act.

(c) The powers conferred by this act upon the board relating to the administration and enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the said board by law.

Section 12 Certified Statement to Board of Public Education and Collecting officers. For the purpose of enabling the Board of Public Education to levy the taxes imposed by this act for one thousand nine hundred forty-eight and for every year thereafter it shall be the duty of the board to furnish annually at the same time as it furnishes the valuation of real property to the board of public education in school districts of the first class and to the Receiver of school Taxes or in school districts in which

here is no Receiver of school taxes to the County Treasurer of the county in which such school district is located in estimate of the total valuation of all personal property taxable for school purposes

Section 13 Interest tax liens and claims (a) the tax imposed by this act shall bear interest at the rate of six per cent per annum until paid (b) the school district levying the tax may at any time transmit to the prothonotary of the county in which the school district levying the tax is located a certified record of taxes imposed under this act and the penalties and interest thereon the record so transmitted shall contain the name of the taxpayer his address if known amount of tax penalty and interest due and the year during which said tax was payable and it shall be the duty of the prothonotary to enter and docket the same of record in the prothonotary's office in a docket which shall be designated "personal property tax lien docket" and such tax lien shall be indexed as judgments are now indexed and shall be combined with liens arising from county or in cities coextensive with counties city and county personal property taxes in no event shall the prothonotary be entitled to duplicate fees all taxes imposed under this act together with penalties and interest thereon shall be a lien on the real estate of the taxpayer within the county until paid after the same shall have been entered and docketed of record by the prothonotary all such liens shall have priority to and be fully paid and satisfied out of the proceeds of any judicial sale of said real estate before any other obligation judgment claim lien or estate with which the said real estate may become charged or for which it may become liable save and except only the costs of the sale and of the writ upon which it is made and the real estate taxes imposed or assessed upon said property the lien of said tax shall continue for a period of five years from the date of entry and may be revived and continued in the manner now or hereafter provided for revival of judgments and it shall be lawful for a writ of scire facias to issue and be prosecuted to judgment in the manner in which such writs are now ordinarily employed

(c) Claims for taxes due under this act may be collected by action in assumpsit brought by the school district levying the tax against the taxpayer or may be presented at the audit of any estate in the orphans' court

Section 14 Penalties (a) It shall be unlawful for any person or persons copartnership joint-stock association or limited partnership joint-stock association or corporation whatsoever in loaning money at interest to any person or persons whether such loans be secured by bond and mortgage or otherwise to require the person or persons borrowing the same to pay the tax imposed thereon by this act and in all cases where such tax shall have been paid by the borrower or borrowers the same shall be deemed and considered usury and subject to the laws governing the same

(b) Any wilful failure on the part of the board register of wills or clerks of orphans' court to carry out the duties imposed upon them by the several sections of this act shall be deemed a misdemeanor and upon conviction thereof the person or persons so failing to comply shall be sentenced to a fine not exceeding five hundred dollars (\$500) and imprisonment not exceeding one (1) year

(c) Any person who shall wilfully and corruptly make a false and fraudulent return as aforesaid shall be guilty of a misdemeanor and upon his or her conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or undergo an imprisonment not exceeding two (2) years or both

(d) Any persons who wilfully fails or refuses to file any return required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than one thousand dollars (\$1000) or to undergo imprisonment for not more than one (1) year or both

(e) As used in this section the term "person" as applied

to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

Section 15 Repeal All acts and parts of acts inconsistent herewith are hereby repealed

Section 16 The provisions of this act shall become effective immediately upon final enactment and shall continue in effect until and including December 31 1949

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken as follows:

YEAS—202

Aaronson.	Frost.	McCosker.	Sax,
Andrews	Gallagher.	McCullough.	Scanlon.
Bane.	Getchey.	McDonald.	Schuster
Barrett.	Gibson.	McKinney.	Scott.
Baumunk.	Goff.	McMillen.	Serrill
Beech.	Goodling.	Mihm.	Shoemaker
Bender.	Gorman.	Mikula.	Simons.
Bentzel.	Graybill.	Miller.	Smith. C. O.
Bloom.	Greenwood	Mills.	Smith. C. M.
Boies.	Greer.	Mintess.	Snider
Bonawitz.	Griffiths.	Mohr.	Sollenberger.
Boorse.	Guthrie.	Mooney.	Sorg.
Bower.	Gyger.	Moore. C. E.	Sproul.
Brelsch.	Hall.	Moore. H. A.	Stank.
Brice.	Haller.	Morrison.	Stimmel.
Brown.	Haudenschild.	Murray.	Stockham
Brunner.	Helm.	Myers.	Stonier.
Buchin.	Henry.	Najaka.	Stuart.
Cadwalader.	Hewitt.	Naumann.	Swope.
Capano.	Hocker.	Needham.	Tahl.
Cassidy.	Hoffman.	Neff.	Thomassy.
Chervenak.	Hoopes.	Nelson.	Thompson.
Chudoff.	Horan.	O'Connor.	Tittle.
Clevenger.	Imbt.	O'Dare.	Tompkins.
Cochran.	Jennings.	O'Donnell.	Toomey.
Cole.	Johnson.	O'Neill.	Turner.
Cook.	Johnston.	Orban.	Upshur.
Cooper.	Jones.	Patten.	Vaughan.
Cordier.	Jump.	Petrosky.	Verona.
Costa.	Kan.	Pichney.	Wachhaus.
Crowley.	Kelley.	Pickens.	Wagner.
Dague.	Kemp.	Polaski.	Waldron.
Dalrymple.	Kent.	Powers.	Wallin.
Davison.	Kirley.	Price.	Walton.
De Long.	Kline.	Propert.	Waterhouse
Demech.	Kohl.	Ragot.	Watkins.
Dennison.	Kratz.	Readinger.	Watson.
Depuy.	Krise.	Reagan.	Weidner.
Dix.	Kurtz.	Reese. D. P.	Weiss.
Dye.	Laughner.	Reese. R. E.	Wescott.
Efenberg.	Layer.	Reilly. J. M.	West.
Elder.	Lee.	Reilly. W. J.	Wheeler.
Erb.	Leisey.	Richter.	Wolf.
Evans.	Livingston.	Riley.	Wood.
Ewing.	Livingstone.	Robbins.	Worley.
Feola.	Loftus.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Rover.	Lichtenwalter.
Foor.	McCormack.	Sarra.	Speaker

NAYS—2

NOT VOTING—1

Lovett.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 859, as follows:

An Act to further amend section four of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven P. L. 465) entitled "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" permitting the use of an automatic mechanically operated device as a means of egress and escape from buildings in cases of fire and panic

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section four of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 465) entitled "An act to provide for the safety of persons employed housed or assehbled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and approval providing for the promulgation of rules and reglations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" as last amended by the act approved the first day of December one thousand nine hundred thirty-eight (P. L. 107) is hereby further amended to read as follows

Section 4 Ways of Egress From every floor of buildings enumerated in section two of this act there shall be proper and sufficient ways of egress and means of escape from fire and panic Provided That in all buildings hereafter erected or adapted for any of the purposes enumerated in section two of this act there shall be not less than two (2) ways of egress as remote from each other as possible except that the requirement for two means of egress shall not be appicable to buildings two stories or less in height with an occupancy of not more than three persons above the ground floor when it is determined by the department that adequate means of egress are available to all occupants and except that there may be one means of egress of fire-resistive construction in the case of tenement houses apartment houses and apartment hotels not over three stories in height with not more than a gross area of three thousand (3000) square feet on each floor between exterior and fire walls comprising a maximum of six (6) apartments under regulations which may be promulgated by the Department of Labor and Industry

In buildings of more than one story all means of egress shall be located inside the building at least one of which shall be an enclosed stair tower of fire-resistive construction and in addition thereto there may be used as a fire escape a mechanically operated device suitable for use as a means of escaping from windows and which shall consist of a steel cable lifebelt and mechanical brake which is automatically put into action by the presence of weight at the end of the cable Where the department finds after proper investigation that in buildings erected prior to the passage of this act the internal ways of egress herin provided for cannot be installed it may direct that such means of egress be provided as will in its judgment

to better advantage carry out the intent and purpose of this section The Department of Labor and Industry may order fire walls or smoke barriers or both to be built in buildings already erected or which may hereafter be erected where in its judgment the erection of such fire walls or smoke barriers is necessary to the reasonable safe protection of the occupants The ways of egress shall be free from obstruction lighted and realy for instant use at all times Fire escapes now in use or hereafter erected shall be painted at least once a year and be kept in safe condition and up to such standard requirements as may be specified by the Department of Labor and Industry

And said bill having been read at length the third time, considered and agree dto.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—124

Aaronson,	Goodling,	Mikula,	Sarra,
Barrett,	Gorman,	Miller,	Sax,
Beech,	Graybill,	Mintess,	Scanlon,
Bender,	Griffiths,	Mohr,	Scott,
Boorse,	Haller,	Morrison,	Serrill,
Bower,	Haudenschild,	Murray,	Simons,
Breisch,	Henry,	Myers,	Smith, C. C.,
Bucchin,	Hewitt,	Naumann,	Smith, C. M.,
Cadwalader,	Hocker,	Neff,	Sorg,
Cassidy,	Hoffman,	Nelson,	Sproul,
Cook,	Hoopes,	O'Dare,	Stimmel,
Cooper,	Horan,	O'Donnell,	Stuart,
Cordier,	Imbt,	Orban,	Tahl,
Costa,	Jennings,	Patten,	Thomassey,
Dague,	Johnson,	Petrosky,	Thompson,
Dalrymple,	Johnston,	Pichney,	Tittle,
Davison,	Jump,	Pickens,	Tompkins,
De Long,	Kean,	Polaski,	Toomey,
Dix,	Kelley,	Powers,	Upshur,
Dye,	Kent,	Price,	Vaughan,
Efenberg,	Kratz,	Ragot,	Verona,
Elder,	Kurtz,	Readinger,	Wagner,
Erb,	Layer,	Reagan,	Waldron,
Ewing,	Lee,	Reese R. E.,	Walton,
Feola,	Leisey,	Reilly, W. J.,	Waterhouse,
Fish,	Livingston,	Richter,	Watson,
Fleming,	Livingstone,	Riley,	Weldner,
Frost,	Loftus,	Robbins,	Wescott,
Gallagher,	McCormack,	Robertson,	West,
Getchey,	McCosker,	Root,	Young,
Gibson,	McDonald,	Rowen,	Lichtenwalter
Goff,			Speaker.

NAYS—73

Andrews,	Depuy,	Lyons,	Schuster
Bane,	Evans,	Madden,	Shoemaker,
Baumunk,	Fiss,	Madigan,	Snider,
Bentzel,	Flack,	McKinney,	Sollenberger,
Bloom,	Foor,	McMillen,	Stank,
Boles,	Greer,	Mills,	Stockham,
Bonawitz,	Guthrie,	Mooney,	Stonier,
Brice,	Gyger,	Moore, C. E.,	Swope,
Brown,	Hall,	Moore, H. A.,	Turner,
Brunner,	Helm,	Najaka,	Wachhaus,
Capano,	Jones,	Needham,	Watkins,
Chervenak,	Kemp,	O'Connor,	Weiss,
Chudoff,	Kirley,	O'Neill,	Wheeler,
Clevenger,	Kline,	Propert,	Wolf,
Cochran,	Kohl,	Reese D. P.,	Wood,
Cole,	Krise,	Reilly, J. M.,	Worley,
Demech,	Laughner,	Rose,	Yeakel,
Dennison,	Lovett,	Royer,	Yester,
			Yetzer,

NOT VOTING—8

Crowley,	Mazza,	Mihm,	Wallin,
Greenwood,	McCullough,	Trout,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

BILL PASSED OVER

There being no objection,
Senate Bill No. 860, Printer's No. 517
was passed over at the request of the SPEAKER.

Agreeably to order,
The House proceeded to the third reading and consideration of Senate Bill No. 869, as follows:

An Act to provide revenue for school districts of the first class by imposing a mercantile license tax on persons engaging in certain occupations and businesses therein and providing for its collection providing for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on Boards of Public Education Receiver of School Taxes and School Treasurer in such districts and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions The following words and phrases when used in this act shall have the meanings ascribed to them in this section unless the context clearly indicates a different meaning

(1) "Persons" shall mean any individual partnership limited partnership association or corporation

(2) "Wholesale dealer" or "Wholesale vendor" shall mean any person who sells to dealers in or vendors of goods wares and merchandise and to no other persons

(3) "Retail dealer" or "Retail vendor" shall mean any person who is a dealer in or vendor of goods wares and merchandise who is not a wholesale dealer or vendor

(4) "Dealer in or vendor of goods wares and merchandise" shall not include any mechanic who keeps a store or warehouse at his place of manufactory or workshop in which he sells only his own manufactures any person vending or disposing of articles of his own growth produce or manufacture or any hawkor or peddler licensed under any law of this Commonwealth

(4a) The above terms shall not include nonprofit corporations or associatins organized for religious charitable or educational purposes

(5) "Broker" shall mean any stock broker bill broker or broker exchange broker merchandise broker factor commission merchant real esate broker and agent and pawnbroker

(6) "Place of amusement" shall mean any place indoors or out-doors where the general public or a limited or selected number thereof may upon payment of an established price attend or engage in any amusement entertainment exhibition contest recreation including among other places theaters opera houses moving pjicture houses amusement parks stadia areans baseball parks skating rinks circus or carnival tents or grounds fair grounds bowling alleys billiard or pool rooms shuffle board rooms nine or ten pin alleys riding academies golf courses bathing and swimming places dance halls tennis courts archery rifle or shotgun ranges and other like places The term does not include any exhibition amusement performance or contest conducted by a nonprofit corporation or association organized for religious charitable or educational purposes

(7) "License year" shall mean the twelve month period corresponding to the fiscal year of the school district levying the tax

(8) "Gross Volume of Business" shall include both cash and credit transactions

(9) "Collector" shall mean the receiver of school taxes or in a school district of the first class in which there is no such receiver of school taxes the school treasurer

Section 2 Authority to Levy and Collect Tax Use of

Tax for the year one thousand nine hundred forty-eight and annually thereafter every school district of the first class shall issue mercantile licenses and levy and collect an annual mercantile license tax in the manner and at the rates hereinafter set forth Such tax shall be in addition to any other tax every such school district is empowered to levy and collect under any existing law The license fees taxes and penalties collected under the provisions of this act shall be used by every such school district for general public school purposes

Section 3 License Fees Beginning in the year one thousand nine hundred forty-eight and annually thereafter every person desiring to continue to engage in or hereafter to begin to engage in the business of wholesale or retail vendor of or dealer in goods wares and merchandise broker conducting a restaurant or other eating place or place of amusement shall on or before the first day of January of each license year or prior to commencing business in any such license year procure a mercantile license for his place of business or if more than one for each such place of business from the Receiver of School Taxes or School Treasurer who shall issue the same upon the payment of a fee of two dollars (\$2) for a wholesale license or a retail license and four dollars (\$4) for a wholesale and retail license for his place of business or if more than one for each such place of business for each license year Such license shall be conspicuously posted at such place of business or each of such places of business of every such person at all times

Section 4 Imposition and Rate of Tax Every person engaging in any of the following occupations or businesses in any school district of the first class shall pay an annual mercantile license tax at the rate set forth

(1) Wholesale vendors or dealers in goods wares and merchandise and brokers at the rate of one-half (½) mill on each dollar of the volume of the annual gross business transacted by him

(2) Retail vendors or dealers in goods wares and merchandise all persons engaged in conducting restaurants or other eating places and all persons conducting places of amusement at the rate of one (1) mill on each dollar of the volume of the annual gross business transacted by him

Section 5 Computation of annual gross receipts

(a) Every person subject to the payment of the tax hereby imposed who has commenced his business at least one (1) full year prior to the beginning of any tax year shall compute his annual gross receipts upon the actual gross receipts received by him during the preceding calendar year

(b) Every person subject to the payment of the tax hereby imposed who has commenced his business less than one (1) full year prior to the tax year one thousand nine hundred forty-eight for the tax year one thousand nine hundred forty-eight or who has commenced his business subsequent to the beginning of any tax year for such tax year and the succeeding tax year shall compute his annual gross receipts upon the actual gross receipts received by him during the first month of his engaging in such business multiplied by the number of months of the current tax year remaining or multiplied by twelve (1) for the first full tax year he engages in business as the case may be

(c) Every person subject to the payment of the tax hereby imposed who engages in a business temporary seasonal or itinerant by its nature shall compute his annual gross receipts upon the actual gross receipts received by him during such period

Section 6 Returns

(a) Every return shall be made upon a form furnished by the collector every person making a return shall certify the correctness thereof by affidavit

(b) Every person subject to the tax imposed by this act who has commenced his business at least one (1) full year prior to the beginning of any tax year shall on or before the fifteenth day of March one thousand nine hundred fortyeight and annually thereafter file with the collector a return setting forth his name his business and business address and such other information as may be

necessary in arriving at the actual gross receipts received by him during the preceding calendar year and the amount of the tax due

(c) Every person subject to the tax imposed by this act who has commenced his business less than one (1) full year prior to the beginning of the tax year one thousand nine hundred forty-eight shall on or before the fifteenth day of March one thousand nine hundred forty-eight file with the collector a return setting forth his name his business business address and such other information as may be necessary in arriving at the actual gross receipts received by him during his first month of business and the amount of the tax due

(d) Every person subject to the tax imposed by this act who commences business subsequent to the beginning of any tax year shall within forty (40) days from the date of commencing such business and on or before the fifteenth day of March of the succeeding tax year file a return with the collector setting forth his name his business and business address and such information as may be necessary in arriving at the actual gross receipts received by him during his first month of business and the amount of the tax due

(e) Every person subject to the payment of the tax imposed by this act who engages in a business temporary seasonal or itinerant by its nature shall within seven (7) days from the day he completes such business file a return with the collector setting forth his name his business and business address and such information as may be necessary in arriving at the actual gross receipts received by him during such period and the amount of the tax due

Section 7 Payment at the time of filing the return the person making the same shall pay the amount of tax shown as due thereon to the collector

Section 8 Powers and Duties of collector

(a) It shall be the duty of the collector to collect and receive the taxes fines and penalties imposed by this act for payment over to the school treasurer where such school treasurer is not the collector as in the case of other school taxes collected it shall also be his duty to keep a record showing the amount received by him from each person paying the tax and the date of such receipt

(b) The collector is hereby charged with the enforcement of the provisions of this act and is hereby empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this act including provision for the re-examination and correction of returns and payments alleged or found to be incorrect or as to which an overpayment is claimed or found to have occurred any person aggrieved by any decision of the collector shall have the right of appeal to the court of common pleas as in other cases provided

(c) The collector is hereby authorized to examine the books papers and records of any taxpayer or supposed taxpayer in order to verify the accuracy of any return made or if no return was made to ascertain the tax imposed every such taxpayer or supposed taxpayer is hereby directed and required to give to the collector the means facilities and opportunity for such examinations and investigations as are hereby authorized the collector is hereby authorized to examine any person connected with any business concerning any gross receipts which was or should have been returned for taxation and to this end may compel the production of books papers and records and the attendance of all persons before him whether as parties or witnesses whom he believes to have knowledge of such gross receipts

Section 9 Suit of Collection Penalty

(a) It shall be the duty of the collector to sue for the recovery of all taxes due him not paid when due such suits shall be begun within sixty (60) days after such taxes become due

(b) If for any reason the tax is not paid when due in each year interest at the rate of six per centum (6%) per annum on the amount of said tax and an additional penalty of one per centum (1%) of the amount of the

unpaid tax for each month or fraction thereof during which the tax remains unpaid shall be added and collected by the collector where suit is brought for the recovery of any such tax the person shall be liable for and it shall be the duty of the collector to collect in addition to the tax assessed against such person the costs of such collection and the interest and penalties herein imposed

Section 10 Penalties

(a) Whoever wilfully makes any false or untrue statement on his return shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than two thousand dollars (\$2000) or to undergo imprisonment for not more than one (1) year or both

(b) Whoever wilfully fails or refuses to appear before the collector in person with his books records or accounts for examination when required under the provisions of this act to do so or who wilfully refuses to permit inspection of the books records or accounts of any business in his custody or control when the right to make such inspection by the collector is requested shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(c) Whoever wilfully fails or refuses to file a return required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(d) Whoever being required under the provisions of this act to procure a mercantile license and fails to do so shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(e) Whoever being required under the provisions of this act to keep his license posted on the premises of his business and fails to do so shall upon summary conviction thereof pay a fine of not less than fifty dollars (\$50) nor more than one hundred dollars (\$100) and costs of prosecution or in default of payment thereof shall undergo imprisonment for not more than thirty (30) days

Section 11 Employees compensation upon the recommendation of the collector the board of public education shall appoint and fix the salaries of such assistants and employees as may be necessary to aid such collector in the proper administration of this act

Section 12 Saving Clause

(a) Nothing contained in this act shall be construed to empower any school district of the first class to levy and collect the taxes hereby imposed on any person or on any business or any portion of any business not within the taxing power of this Commonwealth under the Constitution of the United States

(b) If the tax on any portion of the tax imposed upon any person or business or upon any portion of a business under the provisions of this act shall be held by any court of competent jurisdiction to be in violation of the constitution of the United States or of the Commonwealth of Pennsylvania the decision of the court shall not affect or impair the right to impose such taxes or the validity of taxes so imposed upon other persons or businesses or portions thereof as herein provided it is the intent of the General Assembly that the taxes so held to be unconstitutional were not to be imposed but that the remainder of said taxes imposed hereunder were to be imposed and collected

Section 13 Repeal all acts or parts of acts inconsistent herewith are hereby repealed

Section 14 Effective date the provisions of this act shall become effective immediately upon final enactment and shall remain in effect until and including the thirty-first day of December one thousand nine hundred forty-nine

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. BROWN. Mr. Speaker, Senate Bill 869 which is the last bill on the calendar represents the General Assembly's contribution to the tax situation of first class school districts of the Commonwealth of Pennsylvania.

You had Senate Bill 742 and Senate Bill 862. Speaking for the School Board of the City of Pittsburgh, and I believe I am joined in by the School Board of the City of Philadelphia, we want to take this opportunity to thank the majority and the minority members of this House for the faithful way in which they have performed their duties in connection with this very difficult problem. This marks the first time that a first class school district has had to do with taxes except those on real estate. Our estimates may be under or our estimates may be over, and whether the estimates are under or over, we wish to publicly acknowledge our indebtedness to the Members of the General Assembly.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—202

Aaronson.	Frost.	McCosker,	Sax,
Andrews.	Gallagher.	McCullough,	Scanlon.
Bane,	Getchey,	McDonald,	Schuster.
Barrett.	Gibson.	McKinney.	Scott.
Baumunk,	Goff,	McMillen.	Serrill.
Beech,	Goodling,	Mihm.	Shoemaker.
Bender,	Gorman,	Mikula.	Simons.
Bentzel,	Graybill,	Miller.	Smith, C. C.,
Bloom,	Greenwood,	Mills.	Smith, C. M.,
Boles.	Greer.	Mintess.	Snider.
Bonawitz.	Griffiths,	Mohr.	Sollenberger.
Boorse,	Guthrie,	Mooney.	Sorg.
Bower,	Gyger.	Moore, C. E.,	Sproul,
Breisch.	Hall.	Moore, H. A.,	Stank.
Brice,	Haller,	Morrison.	Stimmel.
Brown,	Haudenshield,	Murray.	Stockham.
Brunner,	Helm.	Myers.	Stonier.
Bucchin,	Henry,	Najaka.	Stuart.
Cadwalader.	Hewitt,	Naumann,	Swope.
Capano.	Hocker,	Needham,	Tahl.
Cassidy.	Hoffman.	Neff.	Thomassy.
Chervanek.	Hoopes.	Nelson.	Thompson.
Chudoff.	Horan.	O'Connor,	Tittle.
Clevenger.	Imbt.	O'Dare.	Tompkins.
Cochran.	Jennings.	O'Donnell.	Toomey.
Cole,	Johnson.	O'Neill.	Turner.
Cook.	Johnston.	Orban.	Upshur.
Cooper.	Jones.	Patten.	Vaughan.
Cordier,	Jump.	Pichney.	Verona.
Costa.	Kean.	Pickens.	Wachhaus.
Crowley,	Kelley.	Polaski.	Wagner.
Dague.	Kemp.	Powers.	Waldron.
Dairymple.	Kent.	Price.	Wallin.
Davison,	Kirley.	Propert.	Walton.
De Long.	Kline.	Ragot.	Waterhouse.
Demech.	Kohl.	Readinger.	Watkins.
Dennison.	Kratz.	Reagan.	Watson.
Depuy.	Krise.	Reese D P.,	Weldner.
Dix.	Kurtz.	Reese R E.,	Weiss.
Dye.	Laughner.	Reilly, J. M.,	Wescott.
Efenberg.	Layer.	Reilly, W. J.,	West.
Elder.	Lee.	Richter.	Wheeler.
Erb.	Leisey.	Riley.	Wolf.
Evans.	Livingston.	Robbins.	Wood.
Ewing.	Livingstone.	Robertson.	Worley.
Feola.	Lovett.	Root.	Yeakel.
Flah.	Lyons.	Rose.	Yester.
Fiss.	Madden.	..owen.	Yetzer.
Flack.	Madigan.	Royer.	Young.

Fleming.	Mazza,	Sarraf,	Lichtenwalter.
Foor.	McCormack,		Speaker

NAYS—2

Loftus. Petrosky. |

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 801, as follows:

An Act to provide for the prompt peaceful and just settlement of labor disputes between public utility employes engaged in furnishing electric gas water and steam heat services to the public and their employes which cause or threaten to cause strike lockouts slow-downs or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employes for the enforcement of such public policy and providing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 That it is hereby declared to be the public policy of the Commonwealth of Pennsylvania that it is necessary and essential in the public interest to facilitate the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employes which cause or threaten to cause an interruption in the supply of service necessary to the health safety and well being of the citizens of the Commonwealth of Pennsylvania and to that end to encourage the making and maintaining of agreements concerning wages hours and other conditions of employment through collective bargaining between public utility employers and their employes and to provide settlement procedures for labor disputes between public utility employers and their employes in cases where the collective bargaining process has reached an impasse and stalemate and as a result thereof the parties are unable to affect such settlement and which labor disputes are likely to cause interruption of the supply of a public utility service on which the community so affected is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service

Section 2 As used in this act

(a) The term "public utility" or "public utility employer" means a private employer subject to the jurisdiction of the Pennsylvania Public Utility Commission and engaged in the business of rendering electric gas water and steam heat services to the public in this Commonwealth

(b) The term "collective bargaining" means collective bargaining of or similar to the kind provided for by the Pennsylvania Labor Relations Act as interpreted by the decisions of the courts in this Commonwealth

Section 3 It shall be the duty of public utility employers and their employes engaged in operating public utility services to exert every reasonable effort to settle all labor

disputes by engaging in collective bargaining in good faith and by entering into agreement and maintaining the same

Section 4 Within sixty days after this act becomes effective the Governor shall appoint a panel of arbitration consisting of twelve persons selected from a roster of recommendations received from a Labor-Management Advisory Committee appointed by him and having thereon equal representation from labor and management. The number and terms of the members of said Advisory Committee shall be fixed by the Governor. The Governor shall keep such panel revised at all times and available for services under the provisions of this act. Each person appointed on said panel shall be a resident of the Commonwealth of Pennsylvania possessing in the judgment of the Governor the requisite experience and judgment to qualify him to capably and fairly deal with labor dispute problems. Appointments on the panel of arbitration shall be made without consideration of political affiliation. Each appointee shall take an oath or affirmation to perform honestly and to the best of his ability the duties of arbitrator. Any appointee may be removed by the Governor at any time or may resign his position at any time by notice in writing to the Governor. Any vacancy on the panel shall be filled by the Governor within thirty days after the vacancy occurs. Arbitrators shall receive no compensation except for their services as such as hereinafter provided in this act.

Section 5 If in any case of a labor dispute between a public utility employer and its employees the collective bargaining process reaches an impasse and stalemate with the result that the employer and employees are unable to effect a settlement then either party to the dispute or the Pennsylvania Labor Relations Board may request the Governor in writing to appoint a mediator. Upon the filing of any such request the Governor shall consider the same and if in his opinion the collective bargaining process has failed and such dispute if not settled is likely to cause the interruption of the supply of a public utility service on which a community is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service the Governor shall appoint a mediator from among the mediators employed by the Department of Labor and Industry to attempt to effect a settlement of such labor dispute.

Section 6 The mediator so named shall expeditiously meet with the disputing parties or their representatives and shall exert every reasonable effort to effect a prompt settlement of the labor dispute. After the appointment of a mediator by the Governor as provided for in Section 5 hereof there shall be no interruption of work and no strikes or slowdowns by employees and there shall be no lockout or other work stoppage by the employer until such time as all of the procedure provided for in this act has been exhausted or during the effective period of any order issued by a board of arbitration pursuant to the provisions of this act unless the Governor shall determine that failure to settle the dispute would not cause severe hardship to be inflicted on a substantial number of persons.

Section 7 If the mediator appointed by the Governor is satisfied that the labor dispute cannot be settled within thirty (30) days of his intervention the mediator shall within such time secure from and it shall be the duty of each of the parties to furnish to him a written statement of the best offer of each party for the settlement of the labor dispute. The mediator shall thereupon make a report to the Governor who shall require the Pennsylvania Labor Relations Board forthwith to conduct an election among all of the employees in the bargaining unit involved in the labor dispute on the question "Shall the employer's offer be accepted?" Such election shall be by secret ballot. If a majority of those voting on the question shall vote in favor of accepting the offer then such offer shall become effective and if the same involves a dispute relating to wages hours or other conditions of em-

ployment that should be adjusted by collective bargaining the effective period shall date from the date of the appointment of the mediator by the Governor and shall continue effective for one year from that date. In default of a majority vote in favor of accepting the offer the vote shall constitute a vote in favor of arbitration.

A full statement of the offer as made by each party shall be furnished simultaneously to each eligible voter at such election and to the employer or his representative.

Section 8 If a majority of those voting at the election provided for in Section 7 of this act shall have voted against the offer as made and if the offer made to the employer is likewise rejected then it shall become the duty of the parties to the labor dispute to submit the labor dispute to an arbitrator or a board of arbitration as may be provided for in any agreement between the parties to the labor dispute or if no such arbitration is provided for the labor dispute continuing the Governor shall promptly appoint a Board of Arbitration composed of three members of the panel constituted in accordance with the provisions of this act to hear and determine such dispute. A new board shall be chosen by the Governor for each separate labor dispute but the same board may hear any number of issues or grievances which are involved in any one dispute between the public utility employer and its employees. Members of such board of arbitration shall be allowed reasonable compensation for their services and for their expenses in an amount to be fixed by the Governor. Such compensation and expenses including all stenographic and other expenses in connection with such hearings and the making of a complete record thereof shall be shared equally by the parties to the dispute.

Section 9 Each party to the labor dispute shall be entitled to designate one representative to sit with the Board of Arbitration appointed by the Governor but such representatives shall sit in an advisory capacity only and shall have no vote.

Section 10 The Board of Arbitration shall hold hearings and shall have power to administer oaths and compel the attendance of witnesses by subpoena and the furnishing by the parties of such information as may be necessary to a determination of the issue or issues in dispute. Both parties to the dispute shall have the opportunity to be present at the hearing by representatives and by counsel and to present such oral and documentary evidence as the Board shall deem relevant to the issue or issues in controversy.

Section 11 It shall be the duty of the arbitrators to make written findings of fact and to render a written decision and order upon the issues presented in the case. In making its findings the Board shall consider only the issues raised by the offers furnished to the mediator as provided in Section 7 of this act and shall not include any matter which is not regularly and customarily included as a matter for collective bargaining in the particular business. The arbitrators shall consider only the evidence submitted by the parties to the dispute. When a valid contract is in effect defining the rights, duties and liabilities of the parties with respect to any matter in dispute the Board shall have power only to determine the proper interpretation and application of the contract involved. Where there is no contract between the parties or where there is a contract but the parties have begun negotiations looking to a new contract or amendments of the existing contract and wage rates or other conditions of employment under the proposed new or amended contract are in dispute the Board shall consider all pertinent factors and shall establish rates of pay and conditions of employment comparable to prevalent wage rates paid and conditions of employment maintained for the same or similar work of workers exhibiting like or similar skills under the same or similar working conditions by public utility employers in the same business if any in the same labor market area and if none in an adjoining labor market area within the Commonwealth of Pennsylvania and which in addition thereto bear a generally

comparable relationship to wage rates paid and conditions of employment maintained by all other employers in the same labor market area

The Board shall determine in each case from the evidence presented what constitutes in a particular case the same labor market area or an adjoining labor market area

In establishing wage rates the Board shall take into consideration the over-all compensation presently received by the employes having regard not only to wages for time actually worked but also to wages for time not worked including vacations holidays and other excused time an dall benefits received including insurance and pensions and the continuity and stability of employment enjoyed by the employes

Section 12 The Board of Arbitration shall hand down its findings decision and order (hereinafter referred to as its order) within sixty (60) days after its appointment unless the Governor for good cause shall extend said period not to exceed an additional sixty (60) days The order of a majority of the Board of Arbitration shall constitute the order of the Board The Board shall furnish to the Governor and to each of the parties a copy of its order A certified copy of its order together with the complete record in the case including the testimony shall be filed by the Board in the office of the prothonotary of the court of common pleas of the county wherein the dispute arose or in the office of the prothonotary of the court of common pleas of the county where the public utility employer maintains its principal office

Unless such order is modified or vacated as provided in Section 13 of this act such order together with such agreements as the parties may themselves have reached shall become binding upon and shall control the relationship between the parties from the date such order is filed with the prothonotary of the court of common pleas and shall continue effective for one year from that date but such order may be changed by mutual consent of the parties No order of the Board relative to wage and rates of pay shall be retroactive to a date before the date of termination of any contract which may have existed between the parties and if there was no such contract to a date before the date on which the Governor appointed a mediator in the labor dispute

Section 13 Either party to the labor dispute may within fifteen days from the date such order is filed with the prothonotary of the Court petition the court of common pleas of the county in which the certified copy of the order was filed for review of such order on any of the following ground that

(a) The order was procured by corruption fraud of unlawful means

(b) There was evident partiality or corruption on the part of the arbitrators or any of them

(c) The arbitrators refused to postpone the hearing upon sufficient cause shown or did not give the parties a reasonable opportunity to be heard or refused to hear evidence pertinent and relevant to the controversy

(d) The arbitrators exceeded their powers or so imperfectly executed them that a final and definite order upon the subject matter was not made

(e) There was an evident material miscalculation of figures or an evident mistake in the description of any person thing or property referred to in the order

(f) The arbitrators had ooded upon a matter not submitted to them unless it was a matter not affecting the merits of the decision

(g) The order is imperfect in matter of form not affecting the merits of the controversy

(h) The order is unreasonable in that it is not supported by the evidence

Upon the presentation of any such petition the Court shall issue a rule on the other party to the labor dispute returnable within such time as the court may fix The Court shall hear the matter on the record as filed with the prothonotary unless the petition alleges ground for a vacation or modification of the order of the arbitrators on which no evidence or insufficient evidence was taken

in which case the court may require such additional evidence before it as may be deemed necessary in order to enable it to enter a proper order The Court may enter such order affirming or modifying or vacating the order of the Boad of Arbitration in accordance with the grounds specified in this section as to it appears just and proper The jurisdiction of the court of common pleas shall be exclusive and its order shall be final except that the same shall be subject to review by the appellate courts of this Commonwealth as hereinafter provided

Within thirty (30) days after the entry of any final order of the court of common pleas any party to the proceedings aggrieved thereby may appeal therefrom on matters of the law to the Superior Court Such appeal shall be taken and prosecuted in the same manner and with same effect as is provided in other cases of appeal to the Superior Court and the record so certified shall contain all that was before the court of common pleas

Within thirty (30) days after the entry of any final order of the Superior Court any party to the proceedings aggrieved thereby may appeal therefrom to the Supreme Court if the jurisdiction of the Superior Court is in issue or if the case involves the construction or application of the Constitution of the United States or the Constitution of Pennsylvania Such appeals shall be taken and prosecuted in the same manner and with the same effect as is provided in other cases of appeal from the Superior Court to the Supreme Court All appeals from the action of the Board to the court of common pleas and from it to the Superior Court and from the Superior Court to the Supreme Court shall take precedence over all other matters except older matters of the same character

The prothonotary of the respective courts shall in each case promptly notify the Governor an dthe parties to the proceedings of the order entered by the court of common pleas by the Superior Court or by the Supreme Court as the case may be

The order of any court sustaining or modifying the order appealed from and from which no further appeal is taken shall become binding and shall control the relationship between the parties from the dates that the original order of the Board of Arbitration has been filed with the prothonotary of the court of common pleas and shall remain effective for one year from that date unless changed by mutual consent of the parties to the proceedings If the order of any court vacates the order appealed from and no further appeal is taken then the Governor may either attempt further efforts to mediate the controversy or appoint another board of arbitration in the event the parties do not first agree to engage in further collective bargaining to settle such labor dispute

Any such second arbitration board shall consider the evidence taken by the first board and such additional evidence as may be presented by the parties to the labor dispute The order of any second board of arbitration shall supersede the preceding order and shall be filed in the court and be subject to review as in this act provided

Section 14 It shall be unlawful for any group of employes acting in concert to call a strike or to go out on strike or to cause any work stoppage or slowdown in violation of the provisions of this act It shall be unlawful for any employer to lockout his employe in violation of the provisions of this act It shall be unlawful for any person association or corporation to instigate induce conspire with or encourage any person or persons to engage in any strike lockout slowdown or work stoppage in violation of the provisions of this act Any violation of the provisions of this act shall constitute a misdemeanor and upon conviction thereof the person association or corporation shall be sentenced to pay a fine of not less than five hundred (\$500) dollars or more than twenty-five hundred (\$2500) dollars or suffer imprisonment for not more than six months or both In the case of violation by associations and corporations the penalty by imprisonment may be imposed upon the representatives or officers thereof responsible for such violation

Section 15 Any person adversely affected by reason of a violation of the provisions of this act may file an action in the court of common pleas of the county in which such violation occurs to restrain and enjoin such violation and to compel the performance of duties imposed by this act. Jurisdiction is hereby conferred on the courts of common pleas to hear and determine such actions.

Section 16 Nothing in this act shall be construed to require an individual employe to render labor or service without his consent or to make unlawful the quitting of his labor or service or the withdrawal from his place of employment unless done in concert or in agreement with others and in violation of the provisions of this act. No court shall have power to issue any process to compel an individual employe to render labor or service or to remain at his place of employment without his consent. It is the intent of this act only to forbid employes to leave their employment in concert or to cause a work slowdown or stoppage in concert in violation of the provisions of this act and to forbid an employer to lockout his employes in violation of the provisions of this act.

Section 17 All acts and parts of acts inconsistent with this act are hereby repealed.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mrs. EVANS. Mr. Speaker, the bill we are considering deals with strikes in Public Utilities. The bill in its final analysis sets up a system of compulsory arbitration. The word compulsory has no proper place in the field of management-labor relation. They have never accepted nor do they now accept the principle of compulsory arbitration. It is a word that is equally repugnant to both because it is a direct assault on both free enterprise and free labor. The answer to industrial strife lies in an adequate and competent conciliation, mediation and voluntary arbitration. It is beyond my understanding to know how anyone who is sworn to uphold our constitution will vote to uphold compulsory arbitration and compulsory service for free Americans. Why, our Constitution guarantees the citizen against such legislation. The power strike in Pittsburgh last fall no doubt inspired this kind of legislation. The Union involved in that strike was company inspired and company fostered. It was a union that we commonly know as a company union. The Duquesne Light Company believed they were raising a pussy-cat and lo and behold when it grew up it turned out to be a wild cat. That sorry spectacle does not portray the true relationship of management and labor in public utilities in this Commonwealth. There are in existence hundreds of agreements covering thousands of utility workers in which the relationship is on a high plane. These agreements provide for a method of voluntary arbitration. That is the American code of labor relations. Compulsory arbitration will neither assure industrial peace nor contribute to economic progress and is wholly repugnant to people who believe in freedom. It is no solution at all to the problems which beset us. In my opinion it will have the same effect as the Volstead Act did when it attempted to stop excessive drinking. The nature of the real job to be done should not be obscured by any easy reliance upon the comforting but erroneous motion that some law can be passed to guarantee industrial peace. We can not bring about peace and cooperation in industry with unhappy and coerced workers.

When we turn from the ordinary process of voluntary action to forced action we are asking management and workers to assume an unnatural attitude. This bill would wipe out the voluntary code of labor relations based on more than fifty years of experience and would tend to increase rather than check the discontent of the workers. For my part I do not think that forced labor is as efficient or free as voluntary labor.

For those reasons I will cast my vote in opposition to this bill.

Mr. LOVETT. Mr. Speaker, I just want to say amen to the remarks of the gentleman who just preceded me. I will also cast my vote against this bill.

Mr. SORG. Mr. Speaker, I just want to say too that this bill presupposes the existence of voluntary arbitration provisions in such agreements as were referred to. The bill is, however, designed to cover only those situations where the public suffers, where the communities are disorganized as the result of the failure to reach a proper conclusion as the result of labor-management negotiations. The experience referred to by the gentleman prompted us to adopt a measure such as this because it is so very, very vitally needed by the public.

Mr. COLE. Mr. Speaker, I too rise in opposition to Senate Bill 801. This bill would force compulsory arbitration on workers in public utilities. Organized labor is not opposed to voluntary arbitration and many contracts have arbitration clauses in them, but organized labor is very much opposed to compulsory arbitration, and most of industry is opposed to it also. Advocacy of compulsory arbitration goes hand in hand with the conviction that organized labor and management are either unable or unwilling to compose their differences by understanding, compromise and agreement. I do not subscribe to such a conviction.

The labor crises of the past year were mighty serious and in my opinion they show the need for less government interference in industrial relations and for labor and management to work more seriously than ever at developing the agreement making functions of collective bargaining.

We cannot bring about cooperation and peace in industry with unhappy and coerced workers. When we turn from the ordinary processes of voluntary action to forced action we are asking workers to assume an unnatural attitude.

We cannot sanction proposals to enslave labor without also doing irreparable injury to the system that has made America the world's greatest democracy. Our system of checks and balances in our economy has given to America our high standard of living and so many material blessings that it is without parallel in all history.

The labor unions, the free association of citizens in their trade associations, their cooperative groups, their buying and selling organizations, are the inherent checks and balances and pressures within our economic system. If we limit the efficiency of any of these organizations by weakening their form or structure, or regulating them to a degree that they are no longer so efficient in behalf of their members, then their contribution to the economic situation is restricted, and the economic situation will suffer.

We have just fought another war to preserve democracy and freedom of action and a nation of free workers

demonstrated to the world the greatest productive record in the history of mankind. We entered this war with certain laws guaranteeing the rights and privileges of labor unions to organize and bargain collectively for the welfare of their members; now after winning this war with our system of free labor, it is proposed that the liberties and rights of these workers shall be limited, restricted and annihilated.

Again, let me say organized labor is not opposed to voluntary arbitration, but as free Americans we are very much opposed to any form of compulsory arbitration, and to preserve to us our rights under our Constitution, this bill should be defeated. I ask the Members of this House to vote "no" on this bill, and I ask that none but those present be recorded.

Mr. GOFF. Mr. Speaker, I would ask the Members in approaching this bill, I simply want to point out that in these labor relations bills something important has been overlooked. I mean that labor and management exist unto themselves. No law has ever been devised or passed which would make a man and a woman live together faithfully unless each was willing to do so, and I think the problem facing this Commonwealth is to let well enough alone and let labor and management work out their problems because if they cannot do so, any legislation placed upon the statute books will just add to the chaos and confusion, and if this system which we have is to survive it will have to be worked out within their own houses.

Mr. SORG. I say, Mr. Speaker, let them work out their own problems, but I don't think we ought to separate labor and management from the public generally. Let them work out their problems, yes, but don't let them close our hospitals, don't let them have the power to disorganize a community, don't let them withhold from the public the means of keeping their milk from being contaminated. Mr. Speaker, I say again this legislation is vitally needed.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was requested by Messrs. Chudoff and Cole.

The roll was verified and was as follows:

YEAS—134

Aaronson	Gorman,	McCosker,	Sax,
Andrews.	Graybill,	McCullough,	Serrill.
Baumunk,	Greenwood.	McDonald,	Smith, C. C.
Beech,	Greer,	McKinney,	Smith, C. M.
Bonawitz.	Guthrie.	McMillen,	Sollenberger
Boorse.	Gyger.	Mintess,	Sorg.
Bower.	Hall.	Mohr,	Sproul.
Breisch.	Haller.	Moore, C. E.,	Stimmel,
Brice,	Haudensheid	Moore, H. A.,	Stockham
Brunner.	Helm,	Murray	Stonier
Cadwalader.	Henry.	Myers,	Stuart.
Clevenger,	Hewitt,	Naumann,	Thomassy,
Cook,	Hocker,	Neff,	Tittle.
Cooper,	Hoffman,	Nelson,	Tompkins
Costa,	Hoopes.	O'Dare,	Toomey.
Dague	Horan.	O'Donnell.	Turner.
Davison.	Imbt.	Orban.	Upshur.
De Long.	Jennings	Patten.	Vaughan.
Dennison.	Johnson,	Pickens.	Wagner.
Depuy.	Johnston,	Price,	Wallin.
Dix.	Jones,	Propert,	Walton
Dye.	Jump.	Ragot,	Waterhouse.
Elder,	Kelley.	Reagan,	Watkins.

Ewing,	Kent,	Reese, D. P.,	Watson,
Feola.	Kline.	Reilly, J. M.	Weidner.
Fish.	Krise.	Reilly, W. J.	Wescott.
Fiss,	Kurtz.	Richter,	West,
Flack,	Laughner.	Riley,	Wolf.
Fleming.	Layer.	Robbins,	Wood.
Foor,	Lee.	Robertson	Worley
Frost.	Lelsey.	Rose.	Yeakel.
Gallagher.	Loftus.	Rowen.	Young.
Gibson.	Madden.	Royer,	Lichtenwalter.
Goodling.	Madigan		Speaker

NAYS—60

Bane.	Dalrymple.	Miller,	Schuster.
Barrett.	Demech,	Mills,	Scott,
Bentzel.	Erb.	Mooney.	Shoemaker.
Bloom.	Evans,	Morrison.	Simons.
Boles.	Getchey.	Najaka.	Snider.
Brown.	Goff,	Needham.	Stank.
Bucchin.	Kemp.	O'Connor.	Swope.
Capano.	Kirley.	O'Neill.	Thompson.
Cassidy.	Kohl.	Petrosky.	Verona
Chervenak.	Livingston.	Pichney.	Wachhaus
Chudoff.	Livingstone.	Polaski.	Waldron.
Cochran.	Lovett.	Powers.	Wels.
Cole.	Mazza.	Reese & E.	Wheeler.
Cordier.	Mihm.	Sarra.	Yester.
Crowley.	Mikula.	Scanlon.	Yetzer.

NOT VOTING—11

Bender.	Kean,	McCormack.	Tahl.
Efenberg.	Kratz.	Readinger.	Trout.
Griffiths.	Lyons,	Root,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 361, as follows:

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employees to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employees to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employees be the exclusive representatives of all the employees authorizing the board to conduct hearings and elections and certify as to representatives of employees for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" increasing salaries of board members and declaring certain additional labor practices of employers and employees to be unfair

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (D) of section four and section six of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" as amended by the act approved the ninth day of June one thousand nine hundred thirty nine (P. L. 293) is hereby amended to read as follows

* * * * *

Section 4 Pennsylvania Labor Relations Board created

(D) The chairman of the board shall receive a salary of [seven thousand five hundred dollars (\$7500)] eight thousand two hundred and fifty dollars (\$8250) per annum and the other members of the board shall receive a salary of [seven thousand dollars (\$7000)] seven thousand seven hundred dollars (\$7700) per annum the members of the board shall be eligible for reappointment the employes of the board shall be appointed by the Secretary of Labor and Industry with the approval of the Governor the board may establish or use such voluntary and uncompensated services as may from time to time be needed

Section 6 Unfair Labor Practices (1) It shall be an unfair labor practice for an employer

(a) To interfere wit restrain or coerce employes in the exercise of the right guaranteed in this act

(b) To dominate or interfere with the formation or administration of any labor organization or contribute financial or other material support to it Provided That subject to rules and regulations made and published by the board pursuant to this act an employer shall not be prohibited from permitting employes to confer with him during working hours without loss of time or pay

(c) By discrimination in regard to hire or tenure of employment or any term or condition of employment to encourage or discourage membership in any labor organization Provided That nothing in this act or in any agreement approved or prescribed thereunder or in any other statute of this Commonwealth shall preclude an employer from making an agreement with a labor organization (not established maintained or assisted by any action defined in this act as an unfair labor practice) to require as a condition of employment membership therein if such labor organization is the representative of the employes as provided in section seven (a) of this act in the appropriate collective bargaining unit covered by such agreement when made and if such labor organization does not deny membership in its organization to a person or persons who are employes of the employer at the time of the making of such agreement provided such employee was not

employed in violation of any previously existing agreement with said labor organization

(d) To discharge or otherwise discriminate against an employe because he has filed charges or given testimony under this act

(e) To refuse to bargain collectively with the representatives of his employes subject to the provisions of section seven (a) of this act

(f) To deduct collect or assist in collecting from the wages of employes any dues fees assessments or other contributions payable to any labor organization unless he is authorized so to do by a majority vote of all the employes in the appropriate collective bargaining unit taken by secret ballot and unless he thereafter receives the written authorization from each employe whose wages are affected

(2) It shall be an unfair labor practice for a labor organization or any officer or officers of a labor organization or any agent or agents of a labor organization or any one acting in the interest of a labor organization or for an employe or for employes acting in concert

(a) To intimidate restrain or coerce any employe [by threats of force or violence or harm to the person of said employe or the members] [of his family or his property] for the purpose and with the intent of compelling such employe to join or to refrain from joining any labor organization or for the purpose or with the intent of influencing or affecting his selection of representatives for the purposes of collective bargaining

(b) During a labor dispute to join or become a part of a sit-down strike or without the employer's authorization to seize or hold or to damage or destroy the plant equipment machinery or other property of the employer with the intent of compelling the employer to accede to demands conditions and terms of employment including the demand for collective bargaining

(c) To intimidate restrain or coerce any employer by threats of force or violence or harm to the person of said employer or the members of his family with the intent of compelling the employer to accede to demands conditions and terms of employment including the demand for collective bargaining

(d) To engage in a secondary boycott or to hinder or prevent by threats intimidation force coercion or sabotage the obtaining use or disposition of materials equipment or services or to combine or conspire to hinder or prevent by any means whatsoever the obtaining use or disposition of materials equipment or services

(e) To call institute maintain or conduct a strike or boycott against any employer or industry or to picket any place of business of the employer or the industry on account of any jurisdictional controversy

Section 2 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. COLE. Mr. Speaker, this particular bill has been enunciated in Committee since it came over from the Senate. It covers two phases of labor relations. In the first place it would outlaw jurisdictional strikes. Jurisdictional strikes cannot be outlawed by passing laws and placing them on the statute books of this country. This is a problem that has to be worked out between the unions themselves by men sitting around the conference table and using good, common horse sense. You could no more enforce a law of this kind if it were placed on the statute books than you could enforce the eighteenth amendment by prohibiting people from drinking, which did not work, and this law won't work. The unions themselves for the past few years have gone a long ways towards eliminat-

ing this form of strike. I think if there were less interference from the government and more labor-management negotiations this type of strike will be eliminated, and regardless of all the various laws which you put upon the statute books, you could not eliminate that sort of strike.

This bill also restores the entire doctrine of criminal conspiracy so abused in the past. Under the pretext of outlawing so-called secondary boycotts it prevents workers from refusing to deal with employers whose practices may lead to the ruination of their working conditions.

Only an enraged and vindictive determination to punish labor, no matter what the effect on labor's and the entire public's welfare will be, can explain this proposal. It simply ignores and confounds the most elemental realities of free enterprise, competitive system. Whether intended or otherwise, this proposal, if enacted, would go far toward restoring the intolerable evil of the sweatshop and all of the disastrous economic consequences that the sweatshop implies. That is so because in many instances it is impractical or impossible for a host of reasons to establish decent work standards save by peaceful, economic pressure brought to bear on the customers or suppliers of unfair employers.

The operations of a substandard plant means that the fair and humane employer, anxious to maintain decent work standards and adequate mass consuming power, must, out of pressure of competition, either be forced out of business or abandon his fair and humane practices. It means the decimation of one of the most constructive contributions made by organized labor to American progress and the American way of life—namely, the elimination of competitive advantages based solely on the crude exploitation of human beings. It means, finally, that the working people of this country would be compelled by law themselves to destroy the standards of living achieved over the years.

This bill would outlaw so-called jurisdictional strikes under any and all circumstances. Great progress has been made in eliminating such strikes and they cannot be settled by compulsion but only within the ranks of labor.

Mr. Speaker, I ask that the House vote "no" on this bill.

Mr. ANDREWS. Mr. Speaker, this bill is defective because of the following reasons: The exclusion of supervisory employes from the definition of "employee" conflicts with the National Labor Relations Act and is in direct conflict with the decisions of the United States Supreme Court. As the previous speaker said, no law can compel workers to refrain from working together.

The exclusion of supervisory employes, irrespective of their actual function places them beyond and outside of the law. Limitations upon the scope of collective bargaining interferes with the process of collective bargaining.

The employes in any concern have a right to bargain on the subject of wages, hours, working conditions, and upon any point that affects their welfare. Excluding services to be rendered by an employee, would enable an employer to farm out part of his business and actually to prevent bargaining.

Exclusive from collective bargaining on the location of the plant and facilities enables an employer to run away from any particular location at will, abandoning his employes. The exclusion of equipment from the scope of

bargaining tends to freeze safety and health requirements to whatever happens to be the present minimum in any plant. It is admitted that many health risks are not now covered by existing laws, and they should be within the scope of collective bargaining.

The exclusion of financial policy from collective bargaining has direct relation to wages that can be paid. It gives to an employer arbitrary power over job contracts. The worker should have the right to bargain on any matter that could reasonably be the cause of a strike in any industry. The bill as drawn is actually designed to create strikes rather than curb them.

Under the terms of this bill it is likely that when an employer decided in his own mind that every Democrat was a Communist, that every Republican was a Facist, he could probably bring the charges and create conditions that would enable him to toss any of them out at will. The primary defect in this bill is that it purports to deal with secondary boycotts, a very important matter, and nowhere in the measure is there an attempt to define a secondary boycott.

For these reasons and upon these points, Mr. Speaker, this bill should be defeated.

Mr. SORG. I rise in support of a principal that any bargaining agency or any member of a bargaining agency should have the right to decide for themselves who their representative should be; that if they get into a controversy as to who their representative might be, at least the matter could be decided in some peaceful manner other than the cessation of production by the employer, who would be perfectly willing to recognize whoever is designated by the majority of those employes. It is unfair to suspend production and to jeopardize business of that employer who might be willing to recognize either of the groups affected. It is unfair to him who desire to be fair to them.

In connection with the bill, on the question of secondary boycotts, we have again the principle that the one who is not concerned and has no part in the cause or the reason for any particular dispute shall not be made to suffer because of the boycott of the particular product, he being no part of the problem.

Mr. ANDREWS. Mr. Speaker, if all there was in this bill was a logical intent to curb jurisdictional strikes and the methods employed were likely to accomplish that end, there would be very little difference of opinion among labor leaders. Jurisdictional strikes are as obnoxious to management as they are to the public, but as I have pointed out jurisdictional strikes are only one feature, let us say they are the only good feature in a otherwise bad bill. I noticed that the Majority Leader, lawyer-like, hung his case on his best point, and perhaps his only good point.

Mr. COLE. Mr. Speaker, I would like again to emphasize one point. In the matter of secondary boycotts the Majority Leader says it is not right for one plant to pull a secondary boycott against another plant because that plant may not have anything to do with this particular strike, but that plant may be working under sub-standard conditions that I spoke about a while ago, and may perhaps be in the process of breaking down the working conditions of the men in the other plant. Enough for that.

Sometime ago the Senate passed a bill which came over to the House which is still here in our Committee, which would have gone far towards solving this problem of management-labor relations. That was a bill to set up a fund to teach in the Pennsylvania State College the subject of management-labor relations. I think that is the only fair and sane approach to the subject. It looks to me like we do not want to approach the subject in that particular way. The only thing we are after is to bust the unions or else make them so inefficient that they cannot function properly. This method of management-labor relations in education is really the solution of the problem if we are to have in our public schools, our high schools and in our colleges courses in management-labor relations. I think that in a very short time we could eliminate all this trouble. And I repeat again, we are not going to do it by the passing of an obnoxious law.

Mr. SORG. Mr. Speaker, I agree with the gentleman, there is room for exploitation of the theory of collective bargaining. Every member of this House thoroughly agrees and is in accord with the process of collective bargaining as the answer to most of our problems. I also feel and I am sure the gentleman himself feels that collective bargaining in all its aspects is not old enough on a broad basis that we have had it for the last several years, to have even had a good chance.

I agree whole-heartedly with the theory in the collective bargaining process as to the conditions of work and conditions it covers, but I am very much opposed, as many of us are, to those things that involve perfectly innocent parties, and particularly, Mr. Speaker, the most innocent party, the public.

Mr. MAZZA. Mr. Speaker, I rise in opposition to House Bill 361. Being a member of the C. I. O. for a period of five years, affiliated with labor organizations and knowing their problems, I want to make a statement at this time to make it clear that I am not on any labor pay-roll. I have been a working man in the steel mills for a period of fifteen years; for the past few years I am now in business. I honestly feel that the Republican administration is absolutely going too far in this legislation.

Pertaining to House Bill 361, I would like to know the definition of a secondary boycott and the definition of a jurisdictional dispute. I don't know what is going to happen if all this anti-labor legislation is going to pass this House. I feel that we are going to be called back here in a special session in the beginning of next year, because I don't care how many laws you pass against labor, they have the right to strike, the right to bargain for the thing they are striking for. I don't want to go back to the days when I was a boy. I can remember the Coal and Iron Police, the State Police, when they paraded up and down past my home, who whipped down men, women and children. That is why I am opposed to this Legislation, because I am afraid of it, because behind these bills there is something drastic, and I am urging the members to vote down Senate Bill 361.

Mr. GOFF. Mr. Speaker, this bill has one merit. On page 7 it increases the salary of the Pennsylvania Labor Relations Board. I can only gather from that that the Pennsylvania Labor Relations Board is expecting a lot of work in the near future as a result of this naive legislation. This bill embodies strikes which subject is

under national scrutiny now. The secondary boycott clause up until now we have not had explained in this House. It is an all-embracing term put down here, ambiguous, loosely drawn, and the result of a perplexed legislator sponsoring something that he is not familiar with. I oppose this bill for that reason, and on account of jurisdictional strikes it is just ambiguous in its legislative intent. I cannot concur with the Majority Leader when he starts talking about the public being hurt, because in the Commonwealth of Pennsylvania we have about one million eight hundred thousand members of labor unions. Let us say they have an average of two people whom they support, and you have a pretty fair segment of the population of this state. This bill tends to deal with things that are simply conceived by naive and perplexed legislators not familiar with management-labor problems, and I think it would result in giving a lot of work to the judges of this Commonwealth for whom we made an increase the other day.

Mr. SORG. Mr. Speaker, the provisions left in this bill are those which in my opinion are beyond the scope of collective bargaining, much more than the other provisions. The reason the other provisions were stricken from the bill is because the Members of the House believed they interfered too much with collective bargaining. Those provisions were designed to prevent jurisdictional disputes and secondary boycotts. They are not anti anything. They are not anti anybody, they are not anti labor or anti union. I don't believe the Members of this House have that attitude. I believe the Members of the House are intelligent enough to know that they cannot force their way out of any situation. I believe that this is wholesome legislation, and when I say "public" I want to include the working men, who because of this type of thing are thrown out of work when they do not want to be thrown out of work.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was requested by Messrs. Schuster and Capano.

The roll was verified and was as follows:

YEAS—119

Aaronson	Gibson	Loftus	Sarraf.
Baumunk	Goodling	Madigan	Sax.
Beech	Gorman	McCosker	Serrill.
Bonawitz	Graybill	McCullough	Smith, O. C.
Boorse	Greerwood	McDonald	Smith, C. M.
Bower	Greer	McKinney	Sollenberger
Brelsich	Guthrie	McMillen	Sorg.
Brice	Gyger	Mintess	Sproul
Brunner	Hall	Mohr	Stimmel
Cadwalader	Haller	Moore, C. E.	Stockham
Clevenger	Haudenshield	Moore, H. A.	Stonier
Cook	Helm	Murray	Tittle
Cooper	Henry	Myers	Tompkins
Costa	Hewitt	Neff	Toomey
Davison	Hocker	Nelson	Turner
De Long	Hoffman	O'Dare	Upshur
Dennison	Hoopes	O'Donnell	Wagner
Depuy	Imbt	Orban	Wallin
Dix	Jennings	Patten	Walton
Dye	Johnson	Pickens	Waterhouse
Elder	Johnston	Price	Watkins
Ewing	Jones	Propert	Watson
Feola	Kelley	Ragot	Wescott
Fish	Kent	Reagan	West
Fiss	Krise	Reese, D. P.	Wolf
Flack	Kurtz	Reilly, J. M.	Wood

Fleming.	Laughner.	Richter.	Yeakel.
Foor.	Layer.	Riley.	Young.
Frost	Lee.	Robertson.	Lichtenwalter.
Gallagher.	Lelsey.	Rose.	Speaker

NAYS—76

Andrews.	Demech.	Mooney.	Scott.
Bane.	Efenberg.	Morrison.	Shoemaker.
Barrett.	Erb.	Najaka.	Simons.
Bender.	Evans.	Naumann.	Snider.
Bentzel.	Getchey.	Leedham.	Stank.
Bloom.	Goff.	O'Connor.	Stuart.
Boies.	Horar.	O'Neill.	Swope.
Brown.	Jump.	Petrosky.	Thomassy.
Buchin.	Kean.	Pichney.	Thompson.
Capano.	Kemp.	Polaski.	Vaughan.
Cassidy.	Kirley.	Powers.	Verona.
Chervenak.	Kohl.	Readinger.	Wachhaus.
Chudoff.	Livingston.	Reese R. E.	Waldron.
Cochran.	Livingstone.	Reilly, W J..	Weidner.
Cole.	Lovett.	Robbins.	Weiss.
Cordier.	Mazza.	Rowen.	Wheeler.
Crowley.	Mikula.	Royer.	Worley.
Dague.	Miller.	Scanlon.	Yester.
Dalrymple.	Mills.	Schuster.	Yetzer.

NOT VOTING—10

Griffiths.	Lyons.	Mihm.	Tahl.
Kline.	Madden.	Root.	Frout.
Kratz.	McCormack.		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 723, as follows:

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for co-operation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasury and prescribing penalties" providing for modification of the manner in which employer contribution rates are determined establishing the Fund Stabilization Factor in lieu of the Safety Factor and making provisions for the application thereof and providing for further adjustment of employers' contribution rates for the last three quarters of the year one thousand nine hundred and forty-seven

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (f) of section three hundred one of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records

and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation of certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for co-operation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" as amended is hereby further amended to read as follows

Section 301 Contributions by Employers Experience Rating

* * * * *

(f) [Safety] Fund Stabilization Factor To assure an adequate balance in the fund to meet the benefit payments which may be expected and to avoid the accumulation of excessive reserves the employer's rate of contribution determined in accordance with [paragraph] subsection (d) of this section shall be further adjusted [in accordance with the following table if at the end of any calendar quarter commencing with the calendar quarter ending the thirty-first day of March one thousand nine hundred and forty-four] as follows If at the beginning of the first day of any calendar year the balance in the Unemployment Trust Fund to the credit of the Commonwealth of Pennsylvania is eight and three-tenths per centum or more of the total wages of all employees paid during the first four of the last six completed calendar quarters as reported to the department by the preceding September thirtieth then the employer's rate of contribution for such calendar year shall be further adjusted downward in accordance with the following table Provided however that if at the beginning of the first day of any calendar quarter the balance in the Unemployment Trust Fund to the credit of the Commonwealth of Pennsylvania is less than eight and one tenth per centum of the total wages of all employees paid during the first four of the last [five] six completed calendar quarters as reported to the department by the end of the last completed calendar quarter immediately preceding the calendar quarter at the end of which such adjustment is to be made last day of the next to the last completed calendar quarter then and in that event the employer's rate of contribution for such calendar quarter shall be further adjusted upward in accordance with the following table Employer's Adjusted Rate of Contribution determined in accordance with paragraph (d)

	1%	1.5%	2.0%	2.5%	2.7%
Balance in fund (State Reserve Ratio)	Employer's adjusted rate of contribution [on wages paid during the calendar quarter at the end of which the adjusted rate is computed] in accordance with the provisions of this subsection				
8.1% or more	1%	1.5%	2.0%	2.5%	2.7%
8.0% and less than 8.1%	1.1	1.6	2.1	2.6	2.7
7.9% and less than 8.0%	1.2	1.7	2.2	2.7	2.7
7.8% and less than 7.9%	1.3	1.8	2.3	2.7	2.7
7.7% and less than 7.8%	1.4	1.9	2.4	2.7	2.7
7.6% and less than 7.7%	1.5	2.0	2.5	2.7	2.7
7.5% and less than 7.6%	1.6	2.1	2.6	2.7	2.7
7.4% and less than 7.5%	1.7	2.2	2.7	2.7	2.7
7.3% and less than 7.4%	1.8	2.3	2.7	2.7	2.7
7.2% and less than 7.3%	1.9	2.4	2.7	2.7	2.7
7.1% and less than 7.2%	2.0	2.5	2.7	2.7	2.7
7.0% and less than 7.1%	2.1	2.6	2.7	2.7	2.7
6.9% and less than 7.0%	2.2	2.7	2.7	2.7	2.7
6.8% and less than 6.9%	2.3	2.7	2.7	2.7	2.7
6.7% and less than 6.8%	2.4	2.7	2.7	2.7	2.7
6.6% and less than 6.7%	2.5	2.7	2.7	2.7	2.7
6.5% and less than 6.6%	2.6	2.7	2.7	2.7	2.7
Less than 6.5%	2.7	2.7	2.7	2.7	2.7]
9.1% or more	.5	.7	1.0	1.5	2.7
8.9% and less than 9.1%	.5	.7	1.2	1.7	2.7
8.7% and less than 8.9%	.5	.9	1.4	1.9	2.7
8.5% and less than 8.7%	.6	1.1	1.6	2.1	2.7

8.3% and less than 8.5%	.8	1.3	1.8	2.3	2.7
8.1% and less than 8.3%	1.0	1.5	2.0	2.5	2.7
7.9% and less than 8.1%	1.2	1.7	2.2	2.7	2.7
7.7% and less than 7.9%	1.4	1.9	2.4	2.7	2.7
7.5% and less than 7.7%	1.6	2.1	2.6	2.7	2.7
7.3% and less than 7.5%	1.8	2.3	2.7	2.7	2.7
7.1% and less than 7.3%	2.0	2.5	2.7	2.7	2.7
6.9% and less than 7.1%	2.2	2.7	2.7	2.7	2.7
6.7% and less than 6.9%	2.4	2.7	2.7	2.7	2.7
6.5% and less than 6.7%	2.6	2.7	2.7	2.7	2.7
Less than 6.5	2.5	2.7	2.7	2.7	2.7

Section 2 The said act is hereby further amended by adding after Section 312 thereof the following new Section 313

Section 313 Temporary Contributions by Employers and Experience Rating Notwithstanding the provisions of Section 301 of this act if on the first day of April one thousand nine hundred and forty-seven the balance in the Unemployment Trust Fund to the credit of the Commonwealth of Pennsylvania is nine and one tenth per centum or more of the total wages of all employees paid during the first four of the last six completed calendar quarters as reported to the Department by the thirty-first day of December one thousand nine hundred and forty-six and if an employer has complied with the requirements of Section 301 (e) of this act and also has paid contributions into the Fund for one or more quarters in each of the last five completed calendar years then such employer's rate of contribution for the last three calendar quarters of the year one thousand nine hundred and forty-seven as hereby further adjusted shall be the rate set opposite such employer's adjusted rate under the provisions of said Section 301 prior to the amendments thereto made by this amendatory act in the following table

Adjusted Rate under Section 301 hereof	Further Adjusted Rate under this Section
1.0%	.5%
1.5	.7
2.0	1.0
2.5	1.5
2.7	2.7

Provided however that if on the first day of July or on the first day of October one thousand nine hundred and forty-seven the balance in the unemployment trust fund to the credit of the Commonwealth of Pennsylvania is less than eight and one tenth percentum of the total wages of all employees paid during the first four of the last six completed calendar quarters as reported to the department than and in that event the provisions of section 301 (f) prior to the amendments thereto made by this amendatory act shall apply

Section 3 The provisions of Section 1 hereof shall become effective on the first day of January one thousand nine hundred and forty-eight

The provisions of Section 2 hereof shall become effective upon the final enactment of this act and shall apply to the determination of employers' rates of contribution for the last three calendar quarter of the year one thousand nine hundred and forty-seven

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, this bill represents the contemplated contribution to various giant corporations which was cut in half as a result of amendments demanded by the National Social Security Organization. This measure propoerts to be designed to stabilize the Unemployment Compensation Fund. As to whether the Unemployment Compensation Fund should be stabilized in the general region of six hundred and twenty-five million

or five hundred and seventy-five million is anybody's guess. However, the weight of opinion among those who claim to know about such things is that the fund should be stabilized in the neighborhood of six hundred million.

Now, it happens that there were some strikes that interrupted the operations of several of our giant corporations. This impaired their unemployment compensation rating; it impaired their rating so seriously that their figures would have been at a point that would have compelled them to contribute at the maximum 2.7 for a period of two and a half to three years in order to gain the lower rate. And so a bill was introduced in this House which would have enabled those corporations to gain a merit rating status that they have not earned, and which as drawn would have saved those corporations from fifteen to sixteen million dollars.

The Social Security Organization halted the schedule in the Senate Bill. The social security organization said, "First of all, you have got to start your figure at two point seven, you can go down as low as you like but you have got to start at two point seven." So, they modified the schedule with the result that while under the bill as it came from the Senate the experts say the unemployment compensation fund would have slipped to the tune of forty million dollars a year, now I am informed by competent authority that under the terms of this act the unemployment compensation fund will slip below a normal figure of six hundred million to the tune of twenty million dollars a year, and that as this bill is drawn it will save Westinghouse, Baldwin and several other large corporations much more money than they will pay out under capital stock tax and in the carry-over and carry-back provision of the tax laws that this House has passed.

Now, Mr. Speaker, if you believe that the corporations, Westinghouse, Baldwin, General Electric and several others, were unduly penalized because they had a strike, and that they should be given a merit rating which they have not earned on the basis of merit, you will support this bill. If you do not believe that or if you do not want to make a direct contribution to these large corporations, you will vote against this bill. In voting for this bill you will establish schedules which, if you take six hundred million dollars as the level at which unemployment compensation fund will stand, I say if you take that level, you will vote for a bill which will cause the fund to slip to the tune of at least twenty million dollars a year.

Mr. SORG. Mr. Speaker, when I vote for this bill I am not going to vote for it for any particular organization. I am going to vote for it because I believe, as I believe about many tax measures, when we need it, it should be there.

It does not occur to me that we need more than six hundred million dollars. It occurs to me that we need enough money in the unemployment compensation fund to meet the contingencies as set forth in the act, and that is unemployment on a purely involuntary basis. We need it to relieve conditions when a man is out of his job, and I am going to vote for it because I feel that under its provisions the fund will be adequately maintained in order to meet those particular conditions.

May I say, Mr. Speaker, that in the District of Columbia the rate can get as low as one-tenth of one per cent, and

there it is adequate to meet the customary contingencies for which the unemployment compensation law was originally designed as an insurance measure.

In Florida seven-tenths of one per cent; in Illinois five-tenths of one per cent; in Indiana one-tenth of one per cent; Massachusetts five-tenths of one per cent; Missouri zero; North Carolina six and one-half tenths of one per cent; Texas one-half of one per cent.

Mr. Speaker, the experience of those particular places indicate that they maintain the fund on the basis of these percentages, and with the particular experience of our Commonwealth, when it has been called upon most heavily, it is my conviction that under 723 the purpose of our unemployment compensation laws can be carried out adequately.

Mr. ANDREWS. Mr. Speaker, it is very significant that the Majority Leader cites that highly industrialized district, the District of Columbia, where I am sure, if there are any heavy industries located, they do not deal in steel or coal or such matters as that. He also cites the highly industrialized State of Florida, whose chief industry, in addition to producing Senator Pepper, is producing reactionary southern Crackers. I will say to the gentleman if he will get his statistician and his experts to take these schedules and take six hundred million dollars as a base, that he will find that taking the present drafts on the unemployment compensation fund as normal, that the fund will not stand up at six hundred million dollars under the terms of this act.

I submit to the gentleman that the unemployment compensation fund has not been put to the test of experience as yet. There have not been the expected drafts upon it, and to mix into the structure the twenty million dollar a year draft over the proper level is certainly a dangerous experiment at this time.

Mr. SORG. Mr. Speaker, it is deeply significant that the gentleman would pick two of the states that I mentioned. I submitted the State of Illinois, an industrial state; also the State of Massachusetts which is also an industrial state. I suggest also to the gentleman that not even in those states do they have the safety valve that is included in 723, to be sure that these minimum amounts are not based entirely on the individual concern, and by the way they are not all industrial or manufacturing concerns which have an unemployment compensation law but the law deals with all employees practically.

I call attention, Mr. Speaker, to the safety factor in 723, that like the other states is based on their own experience and unless unemployment greatly increases, at which time payments into the compensation fund are increased, I am convinced that it definitely will adequately maintain the fund.

Mr. COLE. Mr. Speaker, I rise in protest to this bill because I feel that under this bill the amount of money in the unemployment compensation fund is at a point where there never could be any increase in the weekly rate regardless of how much the cost of living was raised. We had a bill in the House some time back to raise the unemployment compensation rate to twenty-five dollars a week for twenty-six weeks. The bill was cut in committee to twenty-four weeks at the same rate which they are getting now, twenty dollars a week, despite the fact that the administration in its pre-election

platform had promised to the workers of this State a very substantial increase in unemployment compensation rates. So I say to you that this bill was designed primarily to put it in a place where there never could be any increase in rates, regardless of the high cost of living.

Mr. LOVETT. Mr. Speaker, when we had the merit rating bill I opposed that bill. I wondered why the heavy industries did not oppose that bill. For the first time I found myself fighting in the interests of these heavy industries. Now I find that this bill will take care of the heavy industries. So I say to you men here who supported the merit rating, you have got these fellows now right where you want them. Just let them take their merit rating that they asked for and deprive them of this bill, and you have got them in good shape.

Mr. SORG. Mr. Speaker, I believe we can base our decision in most instances not on an anti anything basis. I believe that one thing this State of Pennsylvania needs, and I think needs more than anything we can realize when we talk about various measures before the House, because some of them at least are entirely irrelevant, is jobs.

I thoroughly believe that the State of Pennsylvania should be in such a position that it will be at least competitive with our sister states in the matter of providing jobs. I do not subscribe to the theory that unless we kick them in the teeth every chance we might possibly get, that we are anti somebody else. I believe it is a matter of competition so long as it does not seriously interfere with the very good purposes of our unemployment compensation laws, and we can logically and sincerely support a measure like this.

Mr. WATERHOUSE. Mr. Speaker, I would like to refer to the statement made by our Majority Leader, the gentleman from Elk, Mr. Sorg. Since 1932 it has been very evident, not in Pennsylvania but nationally, that any legislation in order to be good legislation has to be definitely anti anything, and I believe that we have come to the point in the road where we have definitely got to get back towards the center. We were definitely too far to the left and went too far to the right. In Pennsylvania industry is now paying practically double the tax that they would have to pay in Illinois, the same in New Jersey, and that is true in a lot of other heavy industry states. I am certainly not anti labor. I have worked in the coal mines and shops and in all types of work before they had a union to any great degree. I am not anti union, but I definitely do believe that they have lacked and still lack a general understanding of what industry is up against. I believe that this bill is a good bill and I certainly think, for the sake of Pennsylvania it should be supported.

Mr. ANDREWS. Mr. Speaker, on behalf of the Democratic party, I accept the gentleman's surrender of the Republican party to the Pennsylvania Manufacturers' Association.

Mr. CAPANO. Mr. Speaker, what I want to know if this bill is so good, why were not the features of this bill put into Bill 952? I believe that not all the cards were laid on the table at the time the bill was before us because of the attempt of this bill to give away monies which belonged to the working men.

Mr. SORG. Mr. Speaker, the provisions of this bill were

not before the House at the same time as 952, and I cannot accept unchallenged the gentleman's statement that this is a surrender to the Pennsylvania Manufacturers' Association or any other association. The Members of this House do not vote for or against any association or organization; they vote for good legislation on the basis of principle, and I believe, Mr. Speaker, they vote for it because they think it is good.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was reported by Messrs. Chudoff and Bucchin.

The roll was verified and was as follows:

YEAS—142

Aaronson.	Graybill.	Madigan.	Scott.
Baumunk.	Greenwood.	McCosker.	Serrill.
Beech.	Greer.	McCullough.	Shoemaker.
Bloom.	Griffiths.	McDonald.	Smith C. C.
Bonawitz.	Guthrie.	McKinney.	Smith C. M.
Borse.	Gyger.	McMillen.	Sollenberger.
Bower.	Hall.	Mintess.	Sorg.
Brelschi.	Haller.	Mohr.	Sprout.
Brice.	Haudenschild.	Moore C. E.	Stimmel.
Brunner.	Heim.	Moore H. A.	Stockham.
Cadwalader.	Henry.	Morrison.	Stonier.
Cassidy.	Hewitt.	Murray.	Stuart.
Clevenger.	Hocker.	Myers.	Thomassy.
Cook.	Hoffman.	Naumann.	Tittle.
Cooper.	Hoopers.	Neff.	Tompkins.
Cordier.	Imbt.	Neison.	Toomey.
Costa.	Jennings.	O'Dare.	Turner.
Davison.	Johnson.	O'Donnell.	Upshur.
De Long.	Johnston.	Orban.	Vaughan.
Dennison.	Jones.	Patten.	Wachhaus.
Depuy.	Jump.	Pickens.	Wagner.
Dix.	Kelley.	Price.	Wallin.
Dye.	Kemp.	Proppert.	Walton.
Elder.	Kent.	Ragot.	Waterhouse.
Ewing.	Kline.	Reagan.	Watkins.
Feola.	Krise.	Reese D. P.	Watson.
Fish.	Kurtz.	Reilly J. M.	Weidner.
Fiss.	Laughner.	Reilly W. J.	Wescott.
Flack.	Layer.	Richier.	West.
Fleming.	Lee.	Riley.	Wolf.
For.	Leisey.	Robbins.	Wood.
Frost.	Livingston.	Robertson.	Worley.
Gallagher.	Livingstone.	Rose.	Yeakel.
Gibson.	Loftus.	Rowen.	Young.
Goodling.	Lyons.	Royer.	Lichtenwalter.
Gorman.	Madden.	Sax.	Speaker.

NAYS—55

Andrews.	Dague.	Miller.	Scanlon.
Bane.	Dairyple.	Mills.	Schuster.
Barrett.	Demech.	Mooney.	Simons.
Bender.	Efenberg.	Najaka.	Snider.
Bentzel.	Erb.	Needham.	Stark.
Boles.	Evans.	O'Connor.	Swope.
Brown.	Getchey.	O'Neill.	Thompson.
Bucchin.	Horan.	Petrosky.	Verona.
Capano.	Kean.	Pichney.	Waldron.
Chervenak.	Kirley.	Polaski.	Weiss.
Chudoff.	Kohl.	Powers.	Wheeler.
Cochran.	Lovett.	Readinger.	Yester.
Coie.	Mazza.	Reese R. E.	Yetzer.
Crowley.	Mikula.	Sarra.	

NOT VOTING—8

Goff.	McCormack.	Rout.	Trout.
Kratz.	Mihm.	Tahl.	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same

with amendments in which the concurrence of the Senate is requested.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 826

Mr. SORG. Mr. Speaker, I desire to call up the report of the Committee of Conference on House Bill No. 826, Printer's No. 962.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee on Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 826, entitled: "An act relating to strikes by public employes, prohibiting such strikes, providing that such employes by striking terminate their employment, providing for reinstatement under certain conditions, providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board."

Respectfully submit the following bill as our report:

LOUIS H. FARRELL,

JAMES A. GELTZ,

(Committee on the Part of the Senate.)

CHARLES L. ROBERTSON,

ADAM T. BOWER,

(Committee on the part of the House of Representatives.)

An Act relating to strikes by public employes prohibiting such strikes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 As used in this act

(a) The term "public employe" includes all persons holding a position by appointment or employment in the government of the Commonwealth of Pennsylvania or under any of its agencies boards commissions or other branches or in the government of any political subdivision of the Commonwealth or any authority or in the public school system

(b) The word "strike" means the failure to report for duty the wilful absence from one's position the stoppage of work or the abstinence in whole or in part from the full faithful and proper performance of the duties of employment for the purpose of inducing influencing or coercing a change in the conditions or compensation or the rights privileges or obligations of employment Provided however That nothing contained in this act shall be construed to limit impair or affect the right of any public employe to the expression or communication of a view grievance complaint or opinion on any matter related to the conditions or compensation of public employment or the betterment thereof so long as the same is not designated to and does not interfere with the full faithful and proper performance of the duties of employment nor to limit impair or affect the right of any such employe to attend meetings conferences or hearings relating to such matters so long as such attendance is not designed to interfere with the full faithful and proper performance of the duties of employment for the further purpose of equitably carrying out the provisions of this act in order to avoid or minimize any possible controversies by making available full and adequate governmental facilities for the adjustment of grievances the governmental agency involved at the request of the public employes shall set up a panel of three members one to be selected by the employes one by the governmental agency and the two so selected to select a third member

the members of the panel shall be compensated for all necessary expenses by the Commonwealth on the political subdivision thereof or the authority involved the panel shall meet within fifteen (15) days if the grievance can be adjusted through negotiation and informal conferences between the various parties it shall be so adjusted if the conference negotiations do not result in rulings satisfactory to all parties concerned the panel shall afford the public employes and the governmental agency a full hearing after which the panel shall make their findings copy of which shall be sent to the Governor to the general assembly and to the head of the agency or political subdivision involved upon receipt of the findings of the panel the Governor or the head of the State agency or political subdivision involved may take administrative measures to remedy the complaints if the Governor or the head of the State agency or political subdivision finds that the situation complained of can only be remedied by legislative action the Governor may refer the matter to the legislature for correction or the head of the State agency or political subdivision may refer the matter to the proper law-making body if the members of the panel decide that legal counsel is necessary they may with the approval of the attorney general engage local counsel to advise them on the questions involved

Provided however that in the case of grievances or controversies involving employes of the public school system of the Commonwealth the school board or board of Public Education at the request of the employes shall set up a panel of three members one an employe of the school district to be selected by the employes one a member of the board of school directors or board of Public Education to be selected by such body and the third shall be the State Superintendent of Public Instruction or his nominee the members of the panel shall serve without compensation but shall receive all necessary traveling expenses which shall be paid by the school district or board of Public Education involved

Section 2 No public employe shall strike and no person exercising any authority supervision or direction over any public employe shall have the power to authorize approve or consent to a strike by one or more public employes

Section 3 Notwithstanding any other provision of law any public employe who violates the provisions of this act shall thereby abandon and terminate his appointment or employment and shall no longer hold such job or position or be entitled to any of the rights or emoluments thereof except if appointed reappointed employed or re-employed as hereinafter provided

Section 4 Notwithstanding any other provision of law a person violating the provisions of this act may subsequent to such violation be appointed or reappointed employed or re-employed as a public employe but only upon the following conditions

(a) His compensation shall in no event exceed that received by him immediately prior to the time of such violation

(b) The compensation of such person shall not be increased until after the expiration of three years from such appointment or reappointment employment or re-employment and

(c) Such person shall be on probation for a period of five years following such appointment or reappointment employment or re-employment during which period he shall serve without tenure and at the pleasure of the appointing officer or body

Section 5 Notwithstanding the provisions of any other law any person holding such a position who without the lawful approval of his superior fails to report for duty or otherwise absents himself from his position or abstains in whole or in part from the full faithful and proper performance of his position shall be deemed on strike Provided That such person upon request shall be entitled to establish that he did not violate the provisions of this act Such request must be filed in writing within ten days after regular compensation of such employe has ceased

In the case of a public employe who is entitled by law to a hearing upon dismissal or removal such written request shall be filed with the officer or body having power to remove such employe and such officer or body shall within ten days conduct a hearing to determine whether the provisions of this act have been violated by such public employe in the manner provided by law appropriate to a proceeding to dismiss or remove such public employe In the case of a public employe who is not entitled by law to a hearing upon dismissal or removal the request for a hearing shall be filed with the Pennsylvania Labor Relations Board which shall within ten days conduct a hearing to determine whether the provisions of this act have been violated by such public employe in the manner provided for hearings before the board by the Pennsylvania Labor Relations Act All such proceedings shall be undertaken without unnecessary delay

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. BANE. Mr. Speaker, there comes a time in every man's life when he likes to indulge in oratory sufficiently so to attract your attention and votes for the thing in which he is interested, so I ask you now to kindly lend me your ears.

House Bill 826 is based upon the fundamentally incorrect premise that strikes of public employes have been so frequent and serious in their effect upon public interest as to justify not only repressive but punitive action against them. My own personal experience has been that the teachers of the Commonwealth of Pennsylvania and the public employes in general are an intelligent group of public employes and individuals.

Mr. Sorg, at the time this bill was originally presented, intimated to you and to me that we cannot as individuals strike against, the government, and I say to you that that promise is based upon a principle age old in history that the king can do no wrong. So we come to the report of the Committee of Conference on this particular bill and we find that no attempt has been made to eliminate the definition of the word "strike." This is the first time in the history of Pennsylvania in all of the labor bills you have heard discussed in this House that we find that it is possible for an individual to commit the offense of being on a strike.

In response to that particular position I might say to you by way of argument, as lawyers sometimes think, if this bill were designed to attack collective action or group action on the part of public employes, then I say that perhaps the design of this particular bill and purpose of this particular bill might be good. But we find in this report they still retain the situation where an individual may be deemed to be on strike. This bill still contains the necessity that an individual must faithfully and properly perform his duties, and if he does not fall within that particular definition it is very possible for him to be dismissed, or any individual employe might be dismissed for failure to perform his duties in accordance with the definition under this act.

At the time we adopted it one of my objections to this particular measure was the fact that there was absolutely no provision made whereby public employes or teachers might properly discuss any trouble or grievance which they had concerning wages or trouble of any kind in that particular profession. We find now that the Senate has attempted in a very improper way to set up provisions

for the adjustment of grievances, and I submit to you that this particular provision of the act is wholly inadequate and ineffective and in the end accomplishes no good, because the tripartite agreement for mediation provided for in the bill is not binding. In other words, there is nothing in this act which says that after the tripartite arrangement for mediation has been entered into that any one, including the administrative body affected, has to pay any attention to what the report of that tripartite arrangement might be.

So I submit to you that this arbitration arrangement in the bill is wholly inadequate and unsatisfactory. It is purely punitive and repressive; the punitive and repressive measures in this bill are still retained.

I submit to you, Mr. Speaker, in the last analysis that as strong as these punitive and repressive provisions in this bill are, they in no way will prevent strikes and will probably tend to increase them.

The intent of the bill in my own humble opinion is that it is an effort to destroy teachers' tenure by indirection. I submit to you very honestly and very sincerely because we have had no instances of strikes by public employes, that by and large in the last analysis it could only have been directed at the teachers, and I submit if this legislature is interested in destroying the effect of the teachers' tenure a bill should have been introduced in this House and passed, and we should not by this method attempt to destroy the effect of that act.

On May 2nd, the Governor of this Commonwealth stated that if strikes were to be abandoned on the part of public employes and such strikes punished, or any one striker punished, then the proper machinery for the peaceful settlement of such strikes should be set up. Anyone who has taken the time to peruse this act and has determined and studied the provisions for such mediation will find that the Governor's request as part of the machinery for the peaceful settlement of strikes by public employes has certainly fallen far short of achieving the goal that he requested.

Therefore, I submit to you that this report of the Conference Committee should not be adopted.

MR. WOOD IN THE CHAIR

Mr. SORG. Mr. Speaker, I should like to direct the attention of the gentleman to the fact that there was a bill introduced in this House last year for extremely modifying the teachers' tenure. That bill was not acceptable.

Concerning the method as to the agreement involving teachers, particularly in Conference Report on House Bill No. 826, it was suggested and accepted by the Conference Committee, as I understand it, at the request and suggestion of the authoritative representatives of the teachers' organizations. The Conference Report on House Bill No. 826 has not had in mind the particular provisions of the tenure act. It has in mind the prevention of strikes by public employes, and I know of no better argument in favor of the acceptance of this report than to set forth again the reasons why it was adopted by the State of New York. I certainly do not want to be the one who advocates the adopting of measures because other states adopt them, but I do want to say that when they advance a pretty good argument we might just as well accept it.

Here are the reasons given, "The duty of public em-

ployes is to the whole of society. A strike of firemen, if prolonged, could permit the destruction of the whole city. A strike of policemen could endanger the safety of millions of people. A strike of sanitary workers almost overnight could produce an epidemic threatening the lives of thousands of people. A strike in the mental hospitals of the state could cause the deaths of unfortunate inmates by starvation."

These things, Mr. Speaker, we must take steps to prevent, and while I would not subscribe to the fact that this is a confession of the principle that the king can do no wrong, certainly government can be wrong, but, Mr. Speaker, in our Commonwealth and under our system the people can do no wrong, and the only thing the people have to stand between order and disorder is the government they have. If they don't like it they can change it;—in the final analysis the people are the government.

Mr. Speaker, in view of the serious consequence of the failure of public employes to perform the duties of their office, the work that has been imposed upon them upon the part of the people, their employer, and of whom they are themselves a part, on behalf of the public I ask the Members to take these precautionary measures against serious consequences.

Mr. COLE. Mr. Speaker, I would like to ask whether or not a minority report was handed in by this Conference Committee.

The SPEAKER pro tempore. That is correct.

Mr. COLE. That is all I want to know. Thank you.

Mr. ANDREWS. Mr. Speaker, I am at a loss to understand the Majority Leader's acute concern to prevent things that have not happened. If he can tell me where the policemen are on strike or have been on strike in Pennsylvania in the last year, I will be more favorably inclined towards this bill. If he would cite a single instance in which the employes of our mental hospitals in all the history of this state have been on strike, I would be more favorably inclined to the bill. If he would point to an instance in which the firemen have been on strike, I would be more favorably inclined towards this bill. The only strikes that he can point to have been strikes staged by teachers. That has been and is now the only menace from his standpoint that looms upon the horizon.

This bill is an anchor cast to windward. No one can tell me how much of the cost of maintaining the school system under the terms of the teachers' bill will slough over on the local districts. In many districts the teachers have been given cost of living bonuses much above the stipulated minimum. There may be, if this bill increases the local costs, insofar as schools are concerned, situations that will arise between school teachers and school boards which because of the scarcity of teachers have been paying more than they want to pay. There is a possibility that here and there teachers might strike. So the tenure provisions of this bill are deleted to fit the case in the possibility of a teachers' strike, and they do not fit any other situation.

Now, if it is the majority party's view that these penalties should be properly visited upon the teachers in the event that they even for a day fail to show up in their school room, well and good. I say that these penalties are extravagant, they are ruthless in the case of teachers who might for the duration of half a day decline to teach. I

want to point out to the gentleman that the Commonwealth would operate for a week even though many teachers were not in the schoolroom, while I will admit that we would need policemen and firemen and employes in the state institutions. So I say that this is a bill designed to build a ring around, to place a fetter upon the teachers of the Commonwealth to make certain that they are good boys and girls, in the event that any dissatisfaction arises under the terms of the teachers' salary bill, which will shortly become the law of the Commonwealth.

Mr. SORG. Mr. Speaker, here we are again with some more anti-somebody talk. This bill is not directed against the teachers. That is not the intent nor the theory under which the Members of the majority are going to vote for this measure.

Mr. Speaker, I cite for the gentleman the information that the garbage collectors struck in the City of Pittsburgh; the street cleaners struck in the City of Philadelphia; the municipal workers struck in McKeesport and the municipal workers struck in the City of Scranton.

Even if we were to accept the gentleman's argument, and even if we were to talk about the teachers generally, who suffers most when the teachers strike? All of the discussion on education in this House has been, "How about the teachers?" Let us here and now say that no public employes shall strike, and if we must take a specific instance, let us say that we are going to say that teachers won't strike because the ones who suffer in case of a strike are the kids in school who have a right to be taught.

Mr. BANE. Mr. Speaker, part of the argument that Mr. Sorg has advanced has been answered by the Minority Leader, Mr. Andrews. I should like to point out and I would like to say, as I stated here before, that I might be willing to concede,—because every time we hear an argument on the floor of the House it is against the teachers individually and collectively, and I admit for the sake of argument that there is some merit to the gentleman's proposition, but I submit to you that when you impose upon any one individual the punitive measures which this act provides, then you are depriving them of a right which you have not seen fit to impose upon any other group of individuals by the labor legislation which has passed this House. How you can possibly conceive that this bill is directed to any other group of people is impossible for me to understand. I submit to you that when you get down to the basic principle which is here involved, if this act as amended by the Committee of Conference had provided for adequate and proper methods of mediation, and even if they had gone so far as to say that after the mediation machinery has been set up in this bill as now amended to provide that when mediation has been agreed upon, that the administrative bodies affected would be required to consider and adopt a report of that tripartite committee, then I would say you have taken a long step forward, but we will still have these definite punitive measures. And we would have nothing by way of mediation because no one under this act is required to accept anything.

I say to you that this act is most unreasonable and most unfair to a group of individuals of our state. They are important, they are educated, they are a group which very properly in the days that are ahead may seek the recourse to strike, if we may call it that. To say that there

is nothing in this bill that makes it a punitive measure, and for me to go into a lengthy debate as to why the teachers very properly might decide that they no longer desire to be members of the teaching profession, there isn't anything you can do to more certainly drive them out of the profession than to pass this particular act, which would leave them no alternative but to submit to this measure.

THE SPEAKER (Franklin H. Lichtenwalter) IN THE CHAIR

Mr. SORG. Mr. Speaker, I reiterate that the provisions for the grievance machinery for teachers as established by this Conference report on page 6, is grievance machinery which was suggested and requested by the generally accepted authorities of the teachers' organizations.

The gentleman criticises the provisions that has to do with only one employee. I submit there are many instances, if we are going to stay with the Department of Education, suppose a janitor does not want to open the school; he is the only one their is; let him call a strike or whatever it is. For failure to show up on this particular day he should be subject to the same provisions as if there were six janitors who failed to show up. The gentleman contends that the Members of this House are subscribing to principle here concerning public employes that they do not subscribe to concerning any other group. I suggest that there is a very good reason why the high cost of strikes in private industry will not be tolerated by the Members of this House, when there is an undue interference with their productive process. I do say that public employes are an entirely different group; they are employed by the public. They have a trust imposed in them by the public and for that reason only such a measure as this would apply to them.

Mr. COLE. Mr. Speaker, I desire to interrogate the gentleman from Elk, Mr. Sorg.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. COLE. Mr. Speaker, did I understand the gentleman to say that the PSEA had endorsed this provision of this bill?

Mr. SORG. Mr. Speaker, I did not say that any particular organization endorsed this measure. I do ask that the Members of this House take my word when I say that an organization or several organizations did subscribe to the request and ask that this provision be inserted in the Conference Report. I mean they are the kind that are authoritative and I do not desire to mention any particular names.

Mr. BROWN. Mr. Speaker, I should like to ask the Majority Leader two questions.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. BROWN. Mr. Speaker, as I read the conference report on House Bill 826, the panel set up for arbitration as it appears on page 5, lines 8 and 9, "Copies of this report shall be sent to the Governor and to the General Assembly." Now, suppose the General Assembly is not in session. Can the gentleman tell me what that means?

Mr. SORG. If I were to send a communication to the

General Assembly when it is not in session, I would send it to its presiding officer, the Speaker of the House.

Mr. BROWN. Mr. Speaker, does the gentleman mean to infer legally that when the General Assembly is not in session a communication to the Speaker is a communication to the General Assembly?

Mr. SORG. I do, Mr. Speaker.

Mr. BROWN. Just one other question, Mr. Speaker. The Majority Leader a few minutes ago mentioned garbage collectors in the City of Pittsburgh. If I understand this bill, if they strike for one day and then they are re-appointed the next day, they are not entitled to any compensation under any circumstances for a period of three years, is that correct?

Mr. SORG. No, Mr. Speaker, that is not correct. They are not entitled to increased compensation.

Mr. BROWN. That is what I said, Mr. Speaker, to any increased compensation for a period of three years.

Mr. SORG. The bill does contain such a provision, Mr. Speaker.

Mr. BROWN. Mr. Speaker, although the strike may last for six hours or sixty minutes?

Mr. SORG. If it is a strike, the penalty imposed in the bill is such as the gentleman states.

Mr. BROWN. I wish to thank the gentleman.

Mr. Speaker, I submit that this bill is not only ruthless according to the Majority Floor Leader, but it is absolutely barbarous, to say that if a person or a group of persons are on strike for sixty minutes and then are reappointed, that for a period of three years they can receive no increase in compensation whatsoever.

On page 5 it provides that the findings of the panel hearing shall be sent to the Governor. It does not say "Or to the General Assembly." It says, "To the Governor, to the General Assembly and to the head of the agency or political subdivision involved upon receipt of the findings of the panel."

I submit to the Majority Floor Leader that to comply with this law we would have to simply stay in session, because if we are not then in session, a communication sent to the Governor or to the head of the agency would not meet the requirements of this bill. However, the Majority Floor Leader says that the Speaker of the House, and I presume the President pro tempore of the Senate would constitute the General Assembly if the Assembly is not in session. But under the law when we adjourn sine die,—today I believe, there is no General Assembly in session in the Commonwealth of Pennsylvania until the next General Assembly in the year 1949, or a special session is called by the Governor according to the Constitution of Pennsylvania.

Mr. SORG. Mr. Speaker, I cannot accept the gentleman's argument, particularly in view of the fact that no specific time is set forth for a communication to the General Assembly, and the provisions of this act can be fulfilled, if we cannot send a communication to the presiding officer, that communication can be sent to the General Assembly when it is in session.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—128

Aaronson.	Gibson.	Lee.	Royer.
Baumunk.	Gooding.	Leisey.	Sax.
Beech.	Gorman.	Loftus.	Serrill.
Bonawitz.	Graybill.	Madigan.	Smith, C. C.
Boorse.	Greenwood.	McCosker.	Smith C M.
Bower.	Greer.	McDonald.	Sollenberger
Breisch.	Griffiths.	McKinney.	Sorg.
Brice.	Guthrie.	McMillen.	Sproul
Brunner.	Gyger.	Mintess.	Stimmel.
Cadwalader.	Hall.	Mohr.	Stockham
Cassidy.	Haller.	Moore, C. E.	Stonier
Clevenger.	Haudenschild.	Moore, H. A.	Stuart.
Cook.	Helm.	Murray.	Tittle.
Cooper.	Henry.	Myers.	Tompkins
Costa.	Hewitt.	Neft.	Toomey.
Dague.	Hocser.	Nelson.	Turner.
Davison.	Hoffman.	O'Dare.	Upshur.
De Long.	Hoopes.	O'Donnell.	Vaughan.
Dennison.	Horan.	Orban.	Wagner.
Depuy.	Imot.	Patten.	Wallin.
Dix.	Jennings.	Pickens.	Walton.
Dye.	Johnson.	Propert.	Waterhouse.
Elder.	Johnston.	Ragot.	Watkins.
Ewing.	Jones.	Reagan.	Watson.
Feola.	Jump.	Reese D P.	Wescott.
Fish.	Kelley.	Relly, J M.	West.
Fiss.	Kent.	Relly, W J.	Wolf.
Flack.	Kline.	Richter.	Wood.
Fleming.	Krise.	Riley.	Worley.
Foor.	Kurtz.	Robbins.	Yeakel.
Frost.	Laughner.	Robertson.	Young.
Gallagher.	Lager.	Rose.	Lichtenwalter.

Speaker

NAYS—71

Andrews.	Efenberg.	Mills.	Schuster.
Bane.	Erb.	Mooney.	Scott.
Barrett.	Evans.	Morrison.	Shoemaker.
Bender.	Getchey.	Najaka.	Simons.
Bentzel.	Goff.	Naumann.	Snider.
Bloom.	Kean.	Needham.	Stank.
Boles.	Kemp.	O'Connor.	Swope
Brown.	Kirley.	O'Neill.	Thomassy.
Bucchin.	Kohl.	Petrosky.	Thompson.
Capano.	Livingston.	Pichney.	Verona.
Chervonak.	Livingstone.	Polaski.	Wachhaus.
Chudoff.	Lovett.	Powers.	Waldron.
Cochran.	Lyons.	Price.	Weidner.
Cole.	Madden.	Readinger.	Weiss.
Cordier.	Mazza.	Reese R E.	Wheeler.
Crowley.	Mihm.	Rosen.	Yester.
Dairymple.	Mikula.	Sarraf.	Yetzer.
Demech.	Miller.	Scanlon.	

NOT VOTING—6

Kratz.	McCullough.	Tahl.	Trout.
McCormack.	Root.		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 952

Mr. SORG. Mr. Speaker, I desire to call up the report of the Committee of Conference on House Bill No. 952, Printer's No. 956.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 952, entitled: "An act to further amend the act, approved the fifth day of December, one thousand nine hundred thirty-six (P. L. 1937 page 2897) entitled 'An act establishing a system of

unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis; requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons; providing procedure and administrative details for the determination, payment and collection of such contributions and the payment of such compensation; providing for cooperation with the Federal Government and its agencies; creating certain special funds in the custody of the State Treasurer and prescribing penalties,' by further defining employes ineligible to compensation by providing for increases in the duration of benefits by changing the manner in which compromises are to be made and by providing a prison sentence for individuals fraudulently claiming benefits' respectfully submit the following bill as our report:

WELDON B. HEYBURN,

JAMES S. BERGER,

(Committee on the Part of the Senate.)

DAVID P. REESE, Jr.,

RAY L. RILEY,

(Committee on the part of the House of Representatives.)

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (P. L. 1937 page 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by further defining employes ineligible to compensation by providing for increases in the duration of benefits by changing the manner in which compromises are to be made and by providing a prison sentence for individuals fraudulently claiming benefits

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section three hundred nine point one of the act approved the fifth day of December one thousand nine hundred thirty-six (P. L. 1937 page 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" as amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 717) is hereby further amended to read as follows

Section 309.1 Compromises Where the department is satisfied (1) that the employer is unable to make payment in full of contributions interest and penalties imposed upon him by the law or that it would be inequitable to require the payment in full of delinquent interest and (2) that the employer has acted in good faith the secretary is hereby authorized [with the approval of the attorney general and under rules and regulations adopted therefor] to compromise delinquent interest and penalties due on any con-

tribution and in the case of any employer that has been adjudged a bankrupt or for whom a receiver has been appointed to compromise the principal of any delinquent contribution as well as interest and penalties thereon provided that any compromise of a total delinquent amount in excess of one thousand dollars shall require the approval of the attorney general

Section 2 Sections four hundred two and four hundred four of said act as amended by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1145) are hereby further amended to read as follows

Section 402 Ineligibility for Compensation An employe shall be ineligible for compensation for any week

(a) In which his unemployment is due to failure without good cause either to apply for suitable work at such time and in such manner as the department may prescribe or to accept suitable work when offered to him by the employment office or by any employer Provided That such employer simultaneously notifies the employment office of such offer

(b) In which his unemployment is due to voluntarily leaving work without good cause Provided That no employe shall be deemed to be ineligible under this [section] subsection where as a condition of continuing in employment such employe would be required to join or remain a member of a company union or to resign from or refrain from joining any bona fide labor organization or to accept wages hours or conditions of employment not desired by a majority of the employes in the establishment or the occupation or would be denied the right of collective bargaining under generally prevailing conditions [In] and that in determining whether or not an employe has left his work voluntarily without good cause the department shall give consideration to the same factors in so far as they are applicable provided with respect to the determination of suitable work under section four (t) and provided further that the provisions of this subsection shall not apply in the event of a stoppage of work which exists because of a labor dispute within the meaning of subsection (d)

(c) with respect to which or a part of which he has received or is seeking unemployment benefits under an unemployment compensation law of any other state or of the United States Provided That if the appropriate agency of such other state or of the United States finally determines that he is not entitled to such unemployment benefits the disqualification shall not apply

[(d) In which his unemployment is due to a voluntary suspension of work resulting from an industrial dispute at the factory establishment or other premises at which he is or was last employed Provided That this disqualification shall apply only to any week of unemployment which in whole or in part includes any part of a period beginning with the day on which such suspension occurs and ending with (i) the last day of the fourth calendar week immediately following the calendar week in which such suspension occurs or (ii) the day on which such suspension was terminated whichever is the earlier]

(d) In which his unemployment is due to a stoppage of work which exists because of a labor dispute at the factory establishment or other premises at which he is or was last employed Provided that this subsection shall not apply if it is shown that (1) he is not participating in or directly interested in the labor dispute which caused the stoppage of work and (2) he is not a member of an organization which is participating in or directly interested in the labor dispute which caused the stoppage of work and (3) he does not belong to a grade or class of workers of which immediately before the commencement of the stoppage there were members employed at the premises at which the stoppage occurs any of whom are participating in or directly interested in the dispute

(e) In which his unemployment is due to his discharge or temporary suspension from work for willful misconduct connected with his work and

(f) Which in whole or in part includes any part of the two-week period which immediately follows each period of employment under Shipping Articles

Section 404 Rate and amount of compensation Compensation shall be paid [with respect] to each eligible employee [whose benefit year begins prior to June first one thousand nine hundred forty-five in accordance with the provisions of this act prior to that date and with respect to each eligible employee whose benefit year begins subsequent to May thirty-first one thousand nine hundred and forty-five] in accordance with the following provisions of this section

(a) The employee's weekly benefit rate shall be that rate which appears in "Part B" and which is one the same horizontal line in "Part A" as the interval which includes his "highest quarterly wage"

(b) The "highest quarterly wages" of an employee shall be the total wages (computed to the nearest dollar) which were paid to such employee in that calendar quarter in which such total wages were highest during the base year

(c) Each eligible employee who is totally unemployed with respect to any week ending subsequent to the sixth day of June one thousand nine hundred and forty-five and prior to the first day of January one thousand nine hundred and forty-six shall be paid with respect to such week compensation in an amount equal to his weekly benefit rate no payment shall be made for any week ending during such period unless the employee has been totally unemployed with respect to such week and has served one waiting week as required under section four hundred one (e) provided that with respect to such week the employee has been totally unemployed for purposes of this subsection an employee shall be deemed totally unemployed with respect to any week during which he performs no services and with respect to which no remuneration is paid or payable to him or to any week of less than fulltime work if the remuneration paid or payable to him with respect to such week does not exceed three dollars (\$3.00)]

(d) Each eligible employee who is unemployed with respect to any week [ending the first day of January one thousand nine hundred and forty-six or thereafter] shall be paid with respect to such week compensation in an amount equal to his weekly benefit rate less that part of the remuneration if any paid or payable to him with respect to such week which is in excess of three dollars (\$3.00) such compensation if not a multiple of one dollar (\$1.00) shall be computed to the next higher multiple of one dollar (\$1.00) provided that if at the end of any calendar quarter the balance in the unemployment trust fund to the credit of Pennsylvania is less than one and one-half times the highest amount paid out for compensation less any refunds during any twelve consecutive months the maximum amount of compensation payable to any employee for a week of unemployment ending during the next calendar quarter shall not be in excess of eighteen dollars (\$18)

(e) Any otherwise eligible employee shall be entitled during his benefit year to an amount equal to his weekly benefit rate multiplied by the number which appears at the top of a column under "Part C" to be ascertained by locating on the same horizontal line on which his weekly benefit rate appears the interval which includes the total wages paid to him during his base year provided that if at the end of any calendar quarter the balance in the unemployment trust fund to the credit of Pennsylvania is less than one and one-half times the highest amount paid out for compensation less any refunds during any twelve consecutive months No employee shall be paid compensation with respect to weeks of unemployment ending during the next calendar quarter in an amount which together with any amounts previously paid with respect to the same benefit year would be in excess of sixteen times the employee's weekly benefit rate or two hundred and eighty-eight dollars (\$288) whichever is the lesser and provided further that no employee shall be paid compensation in excess of twenty times his weekly benefit rate with respect to any benefit year which begins prior to the first day of October one thousand nine hundred forty-seven

(f) For the purposes of this section and of section four hundred one (a) Wages paid with respect to employment

performed under shipping articles shall be considered as having been paid in the respective calendar quarters in which the services of the employee were being performed

[Tables Specified For the Determination of
Rate and Amount of Benefits

(Section 404 Pennsylvania Unemployment
Compensation Law)

Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	9	10
\$60-212	\$8	\$240-265	\$266-293
213-237	9	270-298	299-330
238-262	10	300-332	333-367
263-287	11	330-365	336-403
288-312	12	360-398	399-440
313-337	13	390-431	432-476
338-362	14	420-464	465-513
363-387	15	450-498	499-550
388-412	16	480-531	532-587
413-437	17	510-564	565-624
438-462	18	540-598	599-661
463-487	19	570-632	633-698
488 or more	20	600-665	666-735]

[Tables Specified For the Determination of
Rate and Amount of Benefits

(Section 404 Pennsylvania Unemployment
Compensation Law)

Part C Base Year Wages			
11	12	13	14
\$294-321	\$322-349	\$350-377	\$378-405
331-361	362-393	394-424	425-456
368-402	403-437	438-472	473-507
404-442	443-480	481-519	520-557
441-482	483-524	525-566	567-608
477-522	523-567	568-613	614-658
514-562	563-611	612-660	661-709
551-603	604-655	656-708	709-760
588-643	644-699	700-755	756-811
625-683	684-743	744-802	803-862
662-724	725-787	788-850	851-913
699-765	766-831	832-898	899-964
736-805	806-875	876-945	946-1015]

[Tables Specified For the Determination of
Rate and Amount of Benefits

(Section 404 Pennsylvania Unemployment
Compensation Law)

Part A Highest Quarterly Wages	Part B Weekly Benefit Rate	15	16
\$60-212	\$8	\$406-433	\$434-461
213-237	9	457-487	488-519
238-262	10	508-542	543-577
263-287	11	558-596	597-634
288-312	12	609-650	651-692
313-337	13	659-704	705-749
338-362	14	710-758	759-807
363-387	15	761-813	814-865
388-412	16	812-867	868-923
413-437	17	863-921	922-981
438-462	18	914-976	977-1039
463-487	19	965-1031	1032-1097
488 or more	20	1016-1085	1086-1155]

[Tables Specified For the Determination of
Rate and Amount of Benefits

(Section 404 Pennsylvania Unemployment
Compensation Law)

Part C				
Base Year Wages				
17	18	19	20	
\$462-489	\$490-517	\$518-545	\$546	or more
520-550	551-582	583-613	614	or more
578-612	613-647	648-682	683	or more
635-673	674-711	712-750	751	or more
693-734	735-776	777-818	819	or more
750-795	796-840	841-886	887	or more
808-856	857-905	906-954	955	or more
866-918	919-970	971-1023	1024	or more
924-979	980-1035	1036-1091	1092	or more
982-1040	1041-1100	1101-1159	1160	or more
1040-1102	1103-1165	1166-1228	1229	or more
1098-1164	1165-1230	1231-1297	1298	or more
1156-1225	1226-1295	1296-1365	1366	or more

Tables Specified For the Determination of
Rate and Amount of Benefits
(Section 404 Pennsylvania Unemployment
Compensation Law)

Part A	Part B			
Highest Quarterly Wages	Weekly Benefit Rate	9	10	11
\$60-212	\$8	\$240-265	\$266-293	\$294-321
213-237	9	270-298	299-330	331-361
238-262	10	300-332	333-367	368-402
263-287	11	30-365	366-403	404-442
288-312	12	360-398	399-440	441-482
313-337	13	390-431	432-476	477-522
338-362	14	420-464	465-513	514-562
363-387	15	450-498	499-550	551-603
388-412	16	480-531	532-587	588-643
413-437	17	510-564	565-624	625-683
438-462	18	540-598	599-661	662-724
463-487	19	570-632	633-698	699-765
488 or more	20	660-665	666-735	736-805

Tables Specified For the Determination of
Rate and Amount of Benefits
(Section 404 Pennsylvania Unemployment
Compensation Law)

Part C				
Base Year Wages				
12	13	14	15	16
\$322-349	\$350-377	\$378-405	\$406-433	\$434-461
362-393	394-424	425-456	457-487	488-519
403-437	438-472	473-507	508-542	543-577
443-480	481-519	520-557	558-596	597-634
483-524	525-566	567-608	609-650	651-692
523-567	568-613	614-658	659-704	705-749
563-611	612-660	661-709	710-758	759-807
604-655	656-708	709-760	761-813	814-865
644-699	700-755	756-811	812-867	868-923
684-743	744-802	803-862	863-921	922-981
725-787	788-850	851-913	914-976	977-1039
766-831	832-898	899-964	965-1031	1032-1097
806-875	876-945	946-1015	1016-1085	1086-1155

Tables Specified For the Determination of
Rate and Amount of Benefits
(Section 404 Pennsylvania Unemployment
Compensation Law)

Part A	Part B			
Highest Quarterly Wages	Weekly Benefit Rate	17	18	19
\$60-212	\$8	\$462-489	\$490-517	\$518-545
213-237	9	520-550	551-582	583-613
238-262	10	578-612	613-647	648-682
263-287	11	635-673	674-711	712-750
288-312	12	693-734	735-776	777-818
313-337	13	750-795	796-840	841-886
338-362	14	808-856	857-905	906-954

363-387	15	866-918	919-970	971-1023
388-412	16	924-979	980-1035	1036-1091
413-437	17	982-1040	1041-1100	1101-1159
438-462	18	1040-1102	1103-1165	1166-1228
463-487	19	1098-1164	1165-1230	1231-1297
488 or more	20	1156-1225	1226-1295	1296-1365

Tables Specified For the Determination of
Rate and Amount of Benefits
(Section 404 Pennsylvania Unemployment
Compensation Law)

Part C				
Base Year Wages				
20	21	22	23	24
\$546-573	\$574-601	\$602-629	\$630-657	\$658 or more
614-645	646-676	677-708	709-739	740 or more
683-717	718-752	753-787	788-822	823 or more
751-788	789-827	828-865	866-904	905 or more
819-860	861-902	903-944	945-986	987 or more
887-931	932-977	978-1022	1023-1068	1069 or more
955-1003	1004-1052	1053-1101	1102-1150	1151 or more
1024-1075	1076-1128	1129-1180	1181-1233	1234 or more
1092-1147	1148-1203	1204-1259	1260-1315	1316 or more
1160-1219	1220-1278	1279-1338	1339-1397	1398 or more
1229-1291	1292-1354	1355-1417	1418-1480	1481 or more
1298-1363	1364-1430	1431-1496	1497-1563	1564 or more
1366-1435	1436-1505	1506-1575	1576-1645	1646 or more

Section 3 Section eight hundred one of said act is hereby amended to read as follows

Section 801 False statements and representations to obtain or increase compensation Whoever makes a false statement or representation knowing it to be false or knowingly fails to disclose a material fact to obtain or increase any compensation or other payment under this act either for himself or for any other person shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not less than twenty nor more than fifty dollars [and in default of the payment of such fine and costs] or shall be sentenced to imprisonment for not longer than thirty days or both and each such false statement or representation or failure to disclose a material fact shall constitute a separate offense

Section 4 Except as otherwise specifically provided herein the amendments to sections three hundred nine point one four hundred two and eight hundred one shall become effective the first day of July one thousand nine hundred forty-seven and the amendments to section four hundred four shall become effective the first day of October one thousand nine hundred forty-seven Any claim for compensation filed with respect to any week of unemployment ending on or after the first day of July one thousand nine hundred forty-seven shall be subject to the provisions of section four hundred two as amended by this act

On the question.

Will the House adopt the report of the Committee of Conference?

Mr. CAPANO. Mr. Speaker, I wish to read the minority report as it was filed on this bill:

The minority members on the Committee of Conference on House Bill No. 952 oppose the report of the Committee for the following reasons:

A. Because by the amendments made on page 7 this bill now is immanently unfair in that it pays benefits in times of labor disputes to non-union members while denying same benefits to Union members not directly interested in the dispute.

B. Because by the nature of the bill itself the philosophy behind the payment of Unemployment Compensation is one that considers benefits to be paid as strike benefits rather than Unemployment Compensation benefits.

C. Because in the opinion of the minority members this bill will shift from industry the responsibility and costs for the relief of distressed families

of unemployed strikers to the Department of Public Assistance, thereby putting the costs directly upon the shoulders of the taxpayers.

D. Because this bill is a deliberate attack upon the entire structure of the American Labor movement. It is a part of a definite program to make impotent the force and bargaining powers of the American labor movement.

Mr. ANDREWS. Mr. Speaker, I do not intend to debate this bill. I simply rise to say to the gentleman on the other side that you cannot possibly be any more weary of this debate than I am at this session, short and business-like as it has been.

Mr. SORG. Mr. Speaker, I merely want to say on behalf of the conferees who signed this particular report that the amendments inserted by the conferees actually have for their design the removal of one of the principal objections that was made to the bill in its original form when it passed the House. That objection has to do particularly with the denial of unemployment compensation benefits to one who suspends work and is not a member of the organization that calls or subscribes to the particular strike involved. I also would like to ask the Members to support this measure because basically it is unfair to ask the government to subsidize strikes.

Mr. MAZZA. Mr. Speaker, I rise to oppose this bill. I do not know what is going to happen with all this legislation against the man who labors. Now we are going to rule out the compensation to a striker. I honestly feel that all we are doing is taking the burden away from the manufacturer, whether he is right or whether he is wrong. Suppose a man goes out on strike who has a large family. I want to know who is going to take care of his people when he is out on strike for any length of time? Is it going to be the burden of the state? Again I say that I oppose this bill.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—134

Aaronson.	Gorman.	Lyons.	Royer.
Baumunk.	Graybill.	Madden.	Sax.
Beech.	Greenwood.	Madigan.	Serrill.
Bonawitz.	Greer.	McCosker.	Smith, C. C.
Boorse.	Griffiths.	McCullough.	Smith, C. M.
Bower.	Guthrie.	McDonald.	Sollenberger
Brelschi.	Gyger.	McKinney.	Sorg.
Brice.	Hall.	McMillen.	Sproui.
Brunner.	Haller.	Mintess.	Stimmel.
Cadwalader.	Haudenschild.	Mohr.	Stockham
Cassidy.	Helm.	Moore, C. E.	Stonier.
Clevenger.	Henry.	Moore, H. A.	Stuart.
Cook.	Hewitt.	Murray.	Tittle.
Cooper.	Hocker.	Myer.	Tompkins.
Costa.	Hoffman.	Neff.	Toomey.
Davison.	Hoopes.	Nelson.	Turner.
De Long.	Horan.	O'Dare.	Upshur.
Dennison.	Imbt.	O'Donnell.	Vaughan.
Depuy.	Jennings.	Orban.	Wagner.
Dix.	Johnson.	Patten.	Wallin.
Dye.	Johnston.	Pickens.	Walton.
Elder.	Jones.	Propert.	Waterhouse.
Ewing.	Jump.	Ragot.	Watkins.
Feola.	Kelley.	Reagan.	Watson.
Fish.	Kent.	Reese, D. P.	Wescott.
Fliss.	Kline.	Relly, J. M.	West.
Flack.	Krise.	Relly, W. J.	Wolf.
Fleming.	Kurtz.	Richter.	Wood.
Foor.	Laughner.	Riley.	Worley.
Frost.	Layer.	Robbins.	Yeakel.

Gallagher.
Gibson.
Goodling.

Lee.
Lelsey,
Loftus.

Robertson.
Rose,
Rowen.

Young,
Lichtenwalter,
Speaker

NAYS—66

Andrews.
Bane.
Barrett.
Bender.
Bentzel.
Bloom.
Boies.
Brown.
Bucchin.
Capano.
Chervenak.
Chudoff.
Cochran.
Cole.
Cordier.
Crowley.
Dague.

Dalrymple.
Demech.
Efenberg.
Erb.
Evans.
Getchey.
Goff.
Kean.
Kemp.
Kirley.
Kohl.
Livingston.
Livingstone.
Lovett.
Mazza.
Mikula.
Miller.

Mills.
Mooney.
Morrison.
Najaka.
Naumann.
Needham.
O'Connor.
O'Neill.
Petrooky.
Pichney.
Polaski.
Powers.
Readinger.
Reese, R. E.
Sarraf.
Scanlon.

Schuster.
Scott.
Shoemaker.
Simons.
Snider.
Stank.
Swope.
Thompson.
Verona.
Vachhaus.
Waldron.
Weidner.
Weiss.
Wheeler.
Yester.
Yetzer.

NOT VOTING—5

Kratz.
McCormack.

Mihm.
Price.

Root.
Tahl.

Thomassy.
Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 195

Mr. SORG. Mr. Speaker, I desire to call up the report of the Committee of Conference on House Bill No. 195, Printer's No. 967.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 195, entitled: "An act prohibiting discrimination in rate of pay because of sex; conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties,"

Respectfully submit the following bill as our report:

JACOB W. CARR.

JAMES S. BERGER,

(Committee on the Part of the Senate.)

JEANETTE M. DYE,

CHARLES H. BRUNNER, Jr.,

(Committee on the part of the House of Representatives.)

An Act prohibiting discrimination in rate of pay because of sex conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions (a) The term "employee" as used in this act shall mean any person employed for hire in any lawful business industry trade or profession or in any other lawful enterprise

(b) "Employer" includes any person natural or artificial acting directly or indirectly in the interest of any employer in relations with an employee to work

(c) "Employ" shall mean to engage suffer or permit

(d) "Occupation" shall mean any industry trade business profession or any other employment

(e) "Comparable work" shall mean work of comparable character or work on comparable operations

(f) "Secretary" shall mean Secretary of Labor and Industry

Section 2 Wage Rates No employer shall discriminate in any way in the payment of wages or salaries in any occupation as between the sexes or pay any female in his employ in any occupation salary or wage rates less than the rates paid to male employees for comparable work

Provided however that nothing herein contained shall prohibit a variation in salary or wage rates based upon either difference in seniority experience training skill or ability or difference in duties and services performed or difference in the shift or time of the day worked or any other reasonable differentiation except difference in sex

Section 3 Powers of Secretary (a) The secretary shall have the power and it shall be his duty to carry out and administer the provisions of this act

(b) For this purpose the secretary or his authorized representative shall have the power to enter the establishment of any employer to inspect and copy payrolls and other employment records to compare character of work and operations on which persons employed by him are engaged to question such persons and to obtain such other information as is reasonably necessary to the administration and enforcement of this act

(c) The secretary shall have the power to issue such administrative regulations consistent with the purpose and provisions of this act as he deems necessary for the efficient administration thereof

Section 4 Collection of Unpaid Wages (a) An employer who violates the provisions of section two of this act shall be liable to the employee or employees affected in the amount of their unpaid wages Action to recover such wages may be maintained in any court of competent jurisdiction by any one or more employees Any agreement between the employer and an employee to work for less than the wage to which such employee is entitled under this act shall be no defense to such action The court in such action shall in addition to any wages and damages allow a reasonable attorneys' fee and costs of the action to the plaintiff At the request of any employee paid less than the wage to which she is entitled under this act the Secretary of Labor and Industry may take an assignment of such wage claim for collection and shall bring any legal action necessary to collect such claim The secretary shall not be required to pay the filing fee or other costs in connection with such action

(b) Any action pursuant to the provisions of this act must be brought within three years from the date upon which the violation complained of occurs

(c) Any employee may directly or through his attorney agent or collective bargaining representative waive compromise adjust settle or release any claim which such employee may have under this act either before or after commencement of suit thereon and a waiver compromise adjustment settlement or release of any such claim by such employee or his attorney agent or collective bargaining representative shall be a complete satisfaction of such claim and a complete bar to any action based on such claim

Section 5 Records and Reporting Every employer subject to this act shall make keep and maintain such records of the wages and wage rates job classifications and other terms and conditions of employment of the persons employed by him and shall preserve such records for a period of four years and shall make such reports therefrom as the secretary shall prescribe

Section 6 Abstracts The Department of Labor and Industry shall prepare an abstract of the provisions of this act copies of the abstract shall be printed in accordance with the laws of the Commonwealth regulating printing and publishing and the Department of Labor and Industry shall supply the same to all persons required to post them Employers subject to the provisions of this act shall be required to keep such abstract posted in a conspicuous place

Section 7 Penalties (a) Any employer who violates any provisions of this act or who discharges or in any other

manner discriminates against any employee because such employee has made any complaint to her employer the secretary or any other person or instituted or caused to be instituted any proceeding under or related to this act or has testified or is about to testify in any such proceedings shall be guilty of a misdemeanor and upon conviction thereof be sentenced to pay a fine of not less than fifty dollars (\$50) nor more than two hundred dollars (\$200) or to undergo imprisonment for not less than thirty (30) days nor more than sixty (60) days or by both such fine and imprisonment Each day such a violation continues shall constitute a separate offense

(b) Any employer who fails to keep the records required under this act or to furnish such records to the secretary upon request or who falsifies such records or who hinders delays or otherwise interferes with the secretary or his authorized representatives in the performance of his duties in the enforcement of this act or refuses such official entry into any establishment which he is authorized by this act to inspect shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than fifty dollars (\$50) nor more than two hundred dollars (\$200) Each day such a violation continues shall constitute a separate offense

Section 8 Effective Date This act shall become effective six months after the date of its final enactment

On the question.

Will the House adopt the report of the Committee of Conference?

Mr. LOVETT. Mr. Speaker, in regard to the conference report on House Bill 195, I must admit that I got a little confused again. If you will recall a day or two ago we had a little dispute on the conference report on House Bill 195. Of course this is a new report that is now before you. In studying over the changes from the original report and this report I find that the only thing they do is to say the same thing with fewer words. That is the only difference between this report and the old one. They say exactly the same thing but they don't use as many words to say it.

I want to say to my good friend, Mrs. Dye, that I told her if the bill passed the House of Representatives, she would never see the bill again in that particular form, and I want to say to Mrs. Dye today that this bill is certainly not the bill, or this report does not make it the bill that Mrs. Dye had passed in the House of Representatives and sent to the Senate of Pennsylvania. Mrs. Dye told me she was going to insist that we get this bill just as it left the House of Representatives. This bill is far from being like it was when it left the House of Representatives. Since this bill, House Bill No. 195 is a companion bill to House Bill No. 35, which the Governor returned, and as far as I know is still lying on his desk, waiting to get House Bill No. 195, I would say to Mrs. Dye and the membership of this House that they would be much better off if they defeated this bill and the Governor would let House Bill No. 35 lie on his desk, the women of Pennsylvania would be in much better shape than they are if we pass this bill and have the Governor sign House Bill 35.

If anybody thinks that they are kidding the people of Pennsylvania, that they are doing anything for the women and women workers of Pennsylvania when they pass this bill and House Bill 35, they are sadly mistaken. I say to you that honestly the only thing that remains in House Bill 195 is that you put your foot in the door and say to the women of Pennsylvania, "We are going to at some

future date try to do something for you in regard to equal pay for equal work”.

I might say to my good friend, Mrs. Dye, of whom I have become very fond during this session, because she has been so fair in her dealings in this particular matter, that at this time I admit I feel sorry for Mrs. Dye if this is all that is left that she can give to the women of Pennsylvania. I say honestly to you that under House Bill 195 the women of Pennsylvania are not going to get any equal pay for equal work and I would ask the membership to vote against this report, hoping that House Bill 35 will remain on the desk and leave the law as it is today in Pennsylvania. I ask you to vote down House Bill No. 195.

Mr. SORG. Mr. Speaker, I ask the Members of the House to vote for the Conference Report on House Bill No. 195 because it does definitely prevent any inequality of pay by reason of a difference in sex.

Mr. ANDREWS. Mr. Speaker, at the instigation of the women's organizations of this state to get equal pay for equal work this measure was drawn. This measure was introduced by the lady from Mercer. There was some difficulty with the bill in the House but eventually a fair bill was sent to the other chamber.

This bill was mutilated in the other chamber and there was a great indignation on the part of the sponsor. There was considerable indignation on the part of the various Members of the House who supported the House Bill. Those who were advocating the bill were determined to do something about it. The provisions that the Senate put in the bill were to be taken out. In some manner the bill comes before us in exactly the form that the Senate desired. The very organizations that sponsored this measure originally have sent telegrams to various persons in this chamber repudiating the measure in its present form. It does not meet the wishes of the women's organizations that campaigned for this bill. The cause of the women in behalf of equal work for equal pay has been sold down the river, and this bill is the betrayal.

It provides: "Nothing herein contained shall prohibit a variation in salary or wages placed upon either difference of skill, experience, training or ability or difference in duties and services performed or difference in the shift or time of the day worked or any other reasonable differentiation except difference in sex".

That is a wide open paragraph that enables an employer to write his own ticket, notwithstanding the preceding section, and if this is what this House wants to hand to the women's organizations in this state who campaigned so diligently for this bill, it is what this House wants to hand them.

Mr. GOFF. Mr. Speaker, I oppose this bill and ask for its opposition by the entire House. We passed the original measure which had as its premise equal pay for equal work. This bill comes back to us from the Senate and I think I am safe in saying that the sponsor of the bill could not sincerely be in accord with those amendments, having at heart the welfare of the job opportunities and the good of the working girls of Pennsylvania who are denied opportunity at this time, when this bill leaves nine loopholes, leaves it arbitrarily to the employer to say to a girl who has just left High School and is learning to iron a shirt, "No, Miss Brown, you don't get the same money because we think you don't hold

your neck right or you don't handle your flat-iron as good as John Smith". You even provide that determination of years of seniority, skill, training, experience and ability are left entirely to the judgment of the foreman or the employer. Now this bill does not give equal pay for equal work.

This bill leaves wide open the question in Pennsylvania of scuttling the minimum wage scale. Where manufacturers cannot meet out-of-the-state low wage scales we proceed to empower them to throw into sweatshop standards the women workers of Pennsylvania, and probably displace many men who are heads of families. Instead of the representatives of Pennsylvania acting nationally to raise that wage scale in the sister states, a nice concerted move is made to say, "Let them set the wages." They can find a dozen reasons to keep them that way. A girl walks into a restaurant, and this is her first job, and the employer says to her, "I can only give you forty cents an hour against that man's eighty cents because you don't have the seniority." Let us presume that she does the same thing and that she turns out the same amount of work and handles as many products, he may still say, "You don't have the seniority". I cannot reconcile the fact that she is ever going to have as much seniority because as he gets older on the job she still is ten years younger. This is another bill drawn up to scuttle the minimum wage scale, and I contend that it is not for equal work or equal pay or equal opportunity, and I ask this House to go back to its original vote on this bill, when by a vote of 202 to nothing you passed it and sent to to the Senate, when somebody concocted these beautiful amendments we have here to let an employer say, "I will pay you according to your skill. You don't hold your toe right while you are working, therefore I will give you fifty cents less." If you want sweatshop standards then I say vote for it. If you want to do something that is detrimental to what the women already have in the State of Pennsylvania, I say go ahead and vote for it. If it does not affect your particular district, please don't forget you are state-wide representatives obligated to advance the common weal.

Mr. SORG. Mr. Speaker, House Bill 195 as it originally passed this House did not have certain words in it. I am here to say that these amendments do not make too much difference, and the reason it does not make too much difference is because when you just say equal work regardless of sex, and the employees seek to bring pressure or any action at all, the only way we can do it is by proper collective bargaining and possibly in the court, and in the event the claim is made that it was not equal work the question is asked "Why isn't it equal work?" The answer is "Difference in skill, difference in ability, difference in training." There are many reasons for such a defense. But we still have the definite prohibition against discrimination because of sex.

Here is the only measure, I believe, before this House that has to do with the specific matter of collective bargaining. Let me say here when we consider legislation that we cannot lose sight of the fact that collective bargaining has got to be given attention, and that we will stand here in this House to protect the collective bargaining process.

The gentleman from Cambria cites different degrees of seniority. What is the matter with varying the man's

salary by giving him three weeks' vacation instead of one week's vacation because he has been there twenty-five years instead of five? What is the matter with different rates of pay because of difference in ability to work? What is the matter with giving a good man a little bit more than the one who doesn't perform such good work? So long as there is equal work and so long as the only difference and the only excuse that is being used for difference in pay is a matter of difference in sex this bill specifically prohibits it. It is the only one we have got before us and I am going to vote for it.

Mr. ANDREWS. Mr. Speaker, I hope you listened attentively to the Majority Leader. The gentleman asked for equal pay for equal work. What does the gentleman present? He presents them with a lawsuit; if they cannot get their rights under this bill go into court. He says collective bargaining, knowing full well that we have passed legislation that undermines the very fundamentals of collective bargaining.

I say to you that the gentleman on the other side of the House who has said that this is not an equal pay for equal work bill, that it is a sweatshop bill, is absolutely right.

Mr. STUART. Mr. Speaker, I do not like the idea of disagreeing with our Floor Leader, and it is very seldom that I do, but in this matter I must differ with the gentleman. I think the language of this bill is a subterfuge and delusion, and I think the bill constitutes a betrayal of the working women of Pennsylvania. If all the women workers of this state were organized it would not make a great deal of difference, but many of them are not organized and there is possibility in the very clever wording of this bill that there can be discrimination against these women workers. I think it will be a dark day for all of us if we adopt this report.

Mr. GOFF. Mr. Speaker, in rebuttal of the Majority Leader's statements, we have no quarrel with paying a good day's wages to a good man. We have no quarrel with giving an annual vacation to a good man. Our case here today is to give those things to a good woman, and this bill does not provide for it. The bill provides that they shall have access to the courts, and so if they have fifty dollars damages coming they can pay a lawyer at least thirty-five dollars and collect fifteen dollars for themselves. It is marvelous, and my colleague, Mr. Westcott sitting beside me said that that is what he and Homer Brown and all of these other gentlemen say. But I say to you gentlemen seriously that labor in this House is for this bill in its original form. We are anxious to get equal pay for equal work for women. This bill does not give it to the working women of Pennsylvania.

Mr. SORG. Mr. Speaker, I desire to interrogate the gentleman from Beaver, Mr. Goff.

The SPEAKER. Will the gentleman from Beaver permit himself to be interrogated?

Mr. GOFF. I shall, Mr. Speaker.

Mr. SORG. Mr. Speaker, will the gentleman state whether there are any provisions on the statute books that guarantee equal pay for equal work to both sexes?

Mr. GOFF. No, Mr. Speaker, I think that was the purpose of this bill.

Mr. SORG. Mr. Speaker, will the gentleman say that this bill absolutely prohibits such acts?

Mr. GOFF. Mr. Speaker, only as to sex.

Mr. SORG. Mr. Speaker, I respectfully submit that this bill does provide that there shall not be a difference of pay by reason of difference in sex. It is the first bill we have to put on the statute books to accomplish that particular purpose. To say that the specific provisions of the bill do not call for that particular thing is to draw conclusions from matters not contained in this report.

Mr. EVANS. Mr. Speaker, as this bill was originally drawn, in section 4 it read as follows: "Collection of unpaid wages: an employer who shall wilfully and knowingly violate the provisions of section 2 of this act shall be liable to the employee or employees affected in the amount of their unpaid wages and in addition an equal amount as liquidated damages." Now, as the bill reads, it says in Section 4: "An employer who violates the provisions of section two of this act shall be liable to the employee or employees affected in the amount of their unpaid wages."

The matter of damages has been stricken out of the bill. In other words, there is nothing to prevent an employer under this bill from paying less than the proper wages or rates that were originally intended by the bill. An employer could force under this section every female employee to go into court to try to collect the unpaid wages, and if the employee affected was successful in doing that, all the employer would need to do would be to pay the original amount of wages. The bill as it is now does not carry the original damage provisions that the original bill did. That is a very bad feature of this bill along with the many other bad features of the bill.

Mr. LOVETT. Mr. Speaker, I want to say to the Majority Floor Leader, who has always been very fair, that I do not feel that he is very fair in this particular bill. The only thing that stands out in my mind is that the lady herself is not satisfied with this bill, or at least she hasn't said so. I want to be fair, I don't want to make her say so, but I noticed that the lady voted for all these other labor bills that we felt were very unfair to labor as far as men and women workers were concerned, where they were in labor organizations, and I say to you that the women of Pennsylvania who are not in labor organizations, that you certainly are driving them into labor organizations, for you are not going to give them any rights under House Bill No. 195, and for any equal pay for equal work they will have to get it through the labor organizations. I can see no reason why we should pass House Bill 195 when we know that the Governor of Pennsylvania will not sign House Bill 35 without House Bill 195.

Mr. SORG. Mr. Speaker, in reply to the gentleman from Cambria, Mr. Evans, I should like to direct his attention to page 7 of the Conference Report, wherein they specifically provide that the employer who violates any provisions of this act shall be sentenced to pay a fine of not less than 50 dollars and not more than 200 dollars, or to undergo imprisonment for not less than 30 days nor more than 60 days. I submit that is a reasonable meaning by this measure that the employer shall be penalized.

Mr. COLE. Mr. Speaker, the question I would like to ask is under the provisions of this bill where it defines an employer, what good is that going to do to an employee? He is not going to get anything out of it. I wonder if the gentleman from Elk, Mr. Sorg, has ever gone

to court on any of these cases? I wonder if he knows how long these cases are dragged out in court? Sometimes they go on for years. We had a case before the Superior Court of Pennsylvania for four years. We had cases on different occasions affecting different workers and we had to take them to the Superior Court and we have been waiting for four years to get the matter finally settled. The same thing could happen under this bill, and for no other reason, this bill should be defeated.

Mr. SORG. Mr. Speaker, I fear that there has been a misrepresentation as to the meaning of this bill. I know that the gentleman from Westmoreland made a misstatement, unintentionally, of course, when he seems to think that we are driving people into labor organizations. We do not want to drive anybody into anything, but the very conduct of the affairs of this House on the matters before it should certainly convince us that we do not care who joins labor organizations, and we recommend the field of collective bargaining.

Mrs. DYE. Mr. Speaker, I would like to make a statement. For the benefit of my very good friend, Mr. Lovett. I would like to say that there has been a bill in this Legislature for about the last five terms, equal pay for equal work, and that there has never been a bill which came out of Committee before. After this second conference report was printed today I talked with the State President of the Business and Professional Women, and she told me over the telephone that they were very well pleased with this bill.

I want to say further to my good friend, Mr. Lovett, that I am very well satisfied with this bill as it came from the second conference committee also.

Mr. LOVETT. Mr. Speaker, I would just like to say to the Majority Leader that in his remarks about labor unions he said that they do not object to people joining labor unions, in fact they would like to have them join labor unions. Then I say to him why did you pass the legislation that we passed today curbing labor unions in the State of Pennsylvania? That does not make sense to me.

To my very warm friend, Mrs. Dye, on the other side, I know that the lady has had a change of heart since the original bill passed this House, if she now says to this House that she is perfectly satisfied with this bill. She sure has had a change of heart, because this bill is not like it was when the lady had it passed and sent to the Senate. The engineers, the legislative engineers have worked out on this and some of them are sitting in the hall of the House at this particular time. They came in with their pencils and they fixed this measure the way they wanted it. Now, if Mrs. Dye agrees with them, it is okay with me. I still think that the membership of this House should not pass this legislation because if we do not, House Bill 35 will never become a law, I don't think. Therefore, I think we should defeat House Bill 195.

Mr. SORG. Mr. Speaker, I don't know why we cannot take a measure and not ascribe motives to it, or authorship, but discuss it on its merits. I believe that is the way legislation should be adopted. I believe that is the way we intended to adopt the measure, that says, there shall be equal pay for equal work.

Mr. Speaker, unless you attempt to find out whether a bill has merit, whether it meets with the tested interest

that the public may or may not have, it makes no difference where it comes from or who sponsors it. If it is a fair measure I think we all ought to be for it.

Mrs. DYE. Mr. Speaker, I want to say to the Members of this House that I as the sponsor of this bill am satisfied with it, and that the original sponsors of this bill, the people who were interested in having such legislation introduced and passed, are satisfied with this bill.

Mr. COLE. Mr. Speaker, I desire to interrogate the lady from Mercer, Mrs. Dye.

The SPEAKER. Will the lady from Mercer permit herself to be interrogated?

Mrs. DYE. Mr. Speaker. I know this will be the source of great amusement to this House, you are looking at a woman who is speechless. I yield to the Majority Floor Leader.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. COLE. I do not desire to interrogate the Majority Floor Leader. I just wanted to ask one question, if the lady will answer. The question I wanted to ask her was whether or not she got an endorsement from any of the women's organizations of this state as it came out of the Conference Committee.

I would like to make this statement which I believe to be a true statement, or I would not make it; I believe there was a deal made in the first place to put across House Bill 35. Then House Bill 195 was introduced primarily to give women in industry a square deal. Now it looks to me like we are going to emasculate 195 and throw the door wide open for sweatshop conditions in Pennsylvania. It is my honest conviction and I believe that we should vote against this bill 195, and I really think according to what the Governor has said that he won't sign 35 until we get rid of both of them.

Mr. ERB. Mr. Speaker, there is one question I would like to ask all the Members of the House. Who wants this bill? The women who actually do the work or those that are elsewhere?

Mr. WATERHOUSE. Mr. Speaker, I would like to answer that question which the gentleman from Blair, Mr. Erb, asked. I was approached over the weekend. I left here Saturday night and came back last night. I was approached by several of the women from our local industry and they definitely wanted me to do all I could to see that 195 became law.

Mr. ERB. Mr. Speaker, I would like to ask the gentleman who just spoke if he meant the original bill or the Conference Committee bill. I just took occasion at my home this morning to talk to several of the workers in industry. They do not want it as it is.

Mr. WATERHOUSE. Mr. Speaker, I told them that this bill had been amended and it was now in the Conference Committee, and that undoubtedly there would be some restrictions that maybe they didn't know about. They said that they felt that 195, even if it were to be amended some or a lot, would still be something better than they had now.

Mr. BENDER. Mr. Speaker, I desire to interrogate the lady from Mercer, Mrs. Dye.

The SPEAKER. Will the lady from Mercer permit herself to be interrogated?

Mrs. DYE. No, I shall not, Mr. Speaker.

Mr. BENDER. Mr. Speaker, since the lady does not wish to answer a simple question, I would like to ask the entire House if this bill, House Bill 195 were to be applied to the lady Members of the House of Representatives, simply because the lady from Mercer, Mrs. Dye, is only serving a second term in the House of Representatives, and we know that we have people here who are four-or five-or six-termers—the people of her district might say to her, "Sorry, Mrs. Dye, as capable and as able as you are, we cannot pay you the same salary that the rest of the Members of the House receive." Would she then say that this bill is a good bill?

I come from a strictly labor district, and in my time in Harrisburg I haven't received a single piece of mail urging me to vote for House Bill 35 nor House Bill 195 as it is now. I had the honor and pleasure of voting for House Bill 195 as it was in its original form but I will not and cannot conscientiously cast my vote for it as it is now.

Mr. SORG. Mr. Speaker, I just cannot help pointing to the error of the example that the gentleman gave. The bill is not intended to authorize anything. It is intended to prohibit any discrimination, which does not exist in the case of the gentleman's example.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

A verification of the roll was requested by Messrs. Chudoff and Yetzer.

Mr. ANDREWS. Mr. Speaker, Mr. Turner and Mr. Cooper came to me and said that they had an appointment with the Senate; that they would stay here, if necessary, if we insisted upon verifying the roll, and I told Mr. Cooper and Mr. Turner that in order to expedite the business of the House, and to get the Conference Committee report acted upon, that it would be unnecessary for them to stay in order to be counted on this roll call.

The SPEAKER. The Chair thanks the gentleman.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—123

Aaronson.	Gorman.	Lyons.	Scott.
Baumunk.	Graybill.	Madden.	Serrill.
Beech.	Greenwood.	Madigan.	Smith, C. C.
Bonawitz.	Greer.	McCullough.	Smith, C. M.
Boorse.	Guthrie.	McDonald.	Sollenberger.
Bower.	Gyger.	McKinney.	Sorg.
Breisch.	Hall.	McMillen.	Sprout.
Brice.	Haller.	Mintess.	Stimmel.
Brunner.	Haudenschild.	Mohr.	Stockham.
Cadwalader.	Heim.	Moore, C. E.	Stonier.
Cassidy.	Henry.	Moore, H. A.	Tittle.
Clevenger.	Hewitt.	Murray.	Tompkins.
Cook.	Hocker.	Myers.	Toomey.
Cooper.	Hoffman.	Neff.	Turner.
Davison.	Hoopes.	Nelson.	Vaughan.
De Long.	Horan.	O'Dare.	Wagner.
Dennison.	Imbt.	O'Donnell.	Wallin.
Depuy.	Jeanlings.	Orban.	Walton.
Dix.	Johnson.	Patten.	Waterhouse.
Dye.	Johnston.	Pickens.	Watkins.
Elder.	Jones.	Propert.	Watson.
Ewing.	Kelley.	Ragot.	Weidner.
Feola.	Kemp.	Reagan.	Westcott.
Fish.	Kent.	Reese, D. P.	West.
Fiss.	Krise.	Reilly, J. M.	Wolf.
Fleming.	Kurtz.	Richter.	Wood.
Foor.	Laughner.	Riley.	Worley.
Frost.	Layer.	Robertson.	Yeakel.
Gallagher.	Lee.	Rose.	Young.
Gibson.	Leisey.	Royer.	Lichtenwalter.
Goodling.	Loftus.	Sa.	Speaker

NAYS—73

Andrews.	Demech.	Mills.	Sarra.
Bane.	Efenberg.	Mooney.	Scanlon.
Barrett.	Erb.	Morrison.	Schuster.
Bender.	Evans.	Najaka.	Shoemaker.
Bentzel.	Flack.	Naumann.	Simons.
Bloom.	Getchey.	Needham.	Snider.
Boies.	Goff.	O'Connor.	Stank.
Brown.	Jump.	O'Neill.	Stuart.
Bucchin.	Kean.	Petrosky.	Swope.
Capano.	Kirley.	Pichney.	Thomassy.
Chervenak.	Kline.	Polaski.	Thompson.
Chudoff.	Kohl.	Powers.	Upshur.
Cochran.	Livingston.	Price.	Verona.
Cole.	Livingstone.	Readinger.	Wachhaus.
Cordier.	Lovett.	Reese, R. E.	Waldron.
Crowley.	Mazza.	Reilly, W. J.	Weiss.
Dague.	Mikula.	Robbins.	Wheeler.
Dalrymple.	Miller.	Rowen.	Yetzer.

NOT VOTING—9

Costa.	McCormack.	Mihm.	Tahl.
Griffiths.	McCosker.	Root.	Trout.
Kratz.			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

ANNOUNCEMENT

The SPEAKER. The Chair would inform the Members that it is desired to clear the desk of communications from the Senate and the appointment of Conference Committees. We hope to clear the desk in the next thirty to forty minutes, at which time we will declare a recess for the Members to have dinner. If you will bear with us for that time to clear the desk we will then declare a recess.

It is very important that the committees be appointed so that they can go to work without delay.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 498

Mr. WOOD. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 498.

The SPEAKER. This being a Senate bill, the report will lie over for printing by the Senate.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 717

Mr. McMILLEN. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 717.

The SPEAKER. This being a Senate bill, the report will lie over for printing by the Senate.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 417

Mr. HELM. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 417.

The SPEAKER. The report will lie over for printing.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 580

Mr. EWING. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 580.

The SPEAKER. This being a Senate bill, the report will lie over for printing by the Senate.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN
BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 94.

An Act to fix the salaries and compensation of the judges of the Supreme Court the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia and the judges of the County Court of Allegheny County certain associate judges not learned in the law and repealing certain acts inconsistent herewith.

RESOLUTION

RECALLING HOUSE BILL No. 182

Mr. PROPERT offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 16, 1947.

Resolved (if the Senate concur), that House Bill No. 182, Printer's No. 574, entitled "An act to further amend clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled 'An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Board of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board' by changing the qualifications relating to pensions of blind persons", be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGES

AMENDED SENATE BILL CONCURRED IN
BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 56.

An Act to further amend section one thousand one hundred twenty-six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing

all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for the appointment of assistant county superintendents.

SENATE BILL No. 83.

An Act authorizing the judges of the courts of common pleas to create mental clinics for the examination of persons charged with the commission of criminal offenses prior to trial and of convicted persons prior to the imposition of sentence and of children charged with delinquency providing for the creation of joint mental clinics among the several counties and imposing costs of maintaining and operating such clinics upon the county or counties creating the same and providing for the establishment by the Department of Welfare of such clinics and making the same available to the courts in counties where no clinics have been established

SENATE BILL No. 312.

An Act to amend section seven hundred twenty of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" extending period of field trials.

SENATE BILL No. 623.

An Act making an appropriation to the trustees of The Pennsylvania State College for the construction of buildings the furnishing of housing and other facilities and services the purchase of equipment and supplies and for other necessary expenses.

SENATE BILL No. 709.

An Act to further amend the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" defining "year of service" further defining "accumulated deductions" and further regulating withdrawal and payments thereof

SENATE BILL No. 713.

An Act creating a commission to make a thorough study of the tax laws of the Commonwealth and of other states and countries in order to ascertain ways and means of financing the Commonwealth and its political subdivisions upon a more scientific and equitable basis providing for its appointment authorizing the employment of necessary assistants prescribing the powers and duties of the commission providing for cooperation with and by the Joint State Government Commission and making an appropriation

SENATE BILL No. 753.

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" by further changing the provisions for markers and headstones at the graves of deceased service persons and prescribing penalties

SENATE BILL No. 761.

An Act to amend section three of Article VIII of the act approved the twenty-first day of June one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" increasing the compensation of examining board members

SENATE BILL No. 781.

An Act to further amend section 4 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 284) entitled "An act imposing a State tax payable by those herein defined as manufacturers and distributors on certain alcoholic beverages used or sold and delivered within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale of alcoholic beverages taxable hereunder and providing penalties" by further regulating the procedure for filing petitions for reassessment petitions for review and appeals to Court and collection of delinquent taxes.

SENATE BILL No. 782.

An Act to amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by further regulating the procedure for filing petitions for redetermination petitions for review and appeals to Court.

SENATE BILL No. 836.

An Act to further amend part of section one of the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and in certain other cases into the State Employees' Retirement Fund for certain purposes" by further regulating the payment of such moneys into the State Employees' Retirement Fund.

SENATE BILL No. 808.

An Act to provide for an inventory of existing hospitals for a survey of the need for additional hospital facilities and for the development and administration of a hospital construction program which will in conjunction with existing facilities afford hospitals adequate to serve all people of the State and appropriating money establishing methods of administration and control providing for compliance with the requirements of the Federal Hospital Survey and Construction Act and regulations thereunder authorizing the acceptance and expenditure of Federal funds in accordance with the requirements.

SENATE BILL No. 861.

An Act to further amend the act approved the ninth

day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing certain reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" authorizing heads of departments to act by deputy as ex-officio members of any board or commission and authorizing the Secretary of Health to act by deputy both as a member and as chairman of the Advisory Health Board.

SENATE BILL No. 868.

An Act providing for joint action by the Commonwealth of Pennsylvania and the States of Ohio West Virginia and Indiana in the construction operation and maintenance of an inter-state highway from the western terminus of the Pennsylvania Turnpike as authorized to be extended to the western border of Indiana authorizing the Governor for these purposes to enter into an agreement with the States in question creating an Inter-State Turnpike Commission and defining its powers and duties including the power to finance the construction thereof through the issuance of bonds redeemable from tolls collected for the use of such turnpike.

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON HOUSE BILL No. 1946

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1046, entitled:

An Act to amend section two of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A Supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words "drug" and "poison" and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" regulating the use of a corporate title in applying for a pharmacy permit and its use on labels and advertisements.

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON SENATE BILL No. 152

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing

between the two houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 152, entitled:

An Act to reenact clauses six seven twenty and twenty-three of section two of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" as amended exempting from the provision thereof motor vehicles engaged in the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals.

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON SENATE BILL No. 318

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 318, entitled:

An Act validating and confirming titles to real estate conveyed by cities of the third class unless proceedings

to attack such sales are instituted within six years after the effective date of this act or within six years after the date of the sale whichever date is earlier.

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON SENATE BILL No. 633

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 633, entitled:

An Act to further amend subsection (c) of section two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" excluding certain officers and employes of cemetery companies engaged in selling cemetery plots from the provisions of the act.

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON HOUSE BILL No. 826

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 826, entitled:

An Act relating to strikes by public employees prohibiting such strikes providing that such employees by striking terminate their employment providing for reinstatement under certain conditions providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board.

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON HOUSE BILL No. 952

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Senate Bill numbered and entitled as follows:

HOUSE BILL No. 952, entitled:

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (P. L. 1937 page 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by further defining employees ineligible to compensation by providing for increases in the duration of benefits by changing the manner in which compromises are to be made and by providing a prison sentence for individuals fraudulently claiming benefits

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, June 15, 1947

Resolved, (if the Senate concurs), That House Bill No. 445, Printer's No. 447, entitled "An act to further amend section one thousand four hundred twelve of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenues, and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith,' requiring the Commonwealth to pay the tuition of certain non-resident inmates of institutions attending public schools," be returned to the Governor without amendment.

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 505.

An Act empowering cities of the second class to levy assess and collect or to provide for the levying assessment and collection of additional taxes for general revenue purposes and permitting penalties to be imposed and enforced.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend section 1, page 2, line 9; by inserting the following:

Nor have authority to levy assess or collect a tax on gross receipts from utility service of any person or company whose rates and services are fixed and regulated by the Pennsylvania Public Utility Commission nor have authority except on sales of admission to places of amusement or on sales or other transfers of title or possession of property to levy assess or collect a tax on the privilege of employing such tangible property as is now or does hereafter become subject to a state tax

On the question,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost.	McCormack.	Sarrafi.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster.
Baumunk.	Goff.	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker.
Bentzel.	Graybill.	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith, C. C.
Boies.	Greer.	Mills.	Smith, M.

Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger.
Bower.	Gyger.	Mooney.	Sorg.
Brelsch.	Hall.	Moore, C. E.	Sproul.
Brice.	Haller.	Moore, H. A.	Stank.
Brown.	Haudenschild.	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham.
Bucchin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins.
Cole.	Johnson.	O'Donnell.	Toomey.
Cook.	Johnston.	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrofsky.	Verona.
Crowley.	Kelley.	Pichney.	achhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dairymple.	Kent.	Polaski.	Waldron.
Davison.	Kirley.	Powers.	Wallin.
De Long.	Kline.	Price.	Walton.
Demech.	Pohl.	Probert.	Waterhouse.
Dennison.	Kratz.	Ragot.	Watkins.
Depuy.	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weidner.
Dye.	Laughner.	Reese, D. P.	Wells.
Efenberg.	Layer.	Reese, R. E.	Wescott.
Elder.	Lee.	Reilly, J. M.	West.
Erb.	Lelsey.	Reilly, W. J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Worley.
Fish.	Lovett.	Robertson.	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan.	Rosen.	Young.
Foor.	Mazza.	Royer.	Lichtenwalter.

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 568.

An Act establishing the Port of Chester.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the title, page 1, lines 1 and 2, by striking out after the first word "Chester" the word "creating the Port of Chester Commission prescribing its powers and duties and making an appropriation".

Amend page 2, by striking out lines 7 to 20 inclusive; page 3 by striking out lines 1 to 10 inclusive; page 4 by striking out lines 1 to 20 inclusive.

Amend page 5, line 1 by striking out after the word "Section" the figure "8" and inserting in lieu thereof the figure "2"; line 3 by striking out after the word "Section" the figure "9" and inserting in lieu thereof the figure "3"; lines 3 and 4 by striking out after the word "effective" the words "on the first day of June one thousand nine hundred forty-seven" and inserting in lieu thereof the words "immediately upon its enactment."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson,	Frost,	McCormack,	Sarraf.
Andrews,	Gallagher	McCosker.	Sax.
Bane,	Getchey.	McCullough	Scanlon.
Barrett,	Gibson	McDonald.	Schuster.
Baumunk.	Goff,	McKinney	Scott,
Beech.	Goodling.	McMillen	Serrill
Bender,	Gorman,	Mihm.	Shoemaker.
Sentzel	Graybill.	Mikula	Simons.
Bloom.	Greenwood.	Miller.	Smith, C. C.
Boies.	Greer.	Mills.	Smi ⁺ C. M.
Bonawitz.	Griffiths,	Mintess.	Snider
Boorse.	Guthrie	Mohr	Sollenberger.
Bower	Gyger.	Mooney.	Sorg
Brelsich	Hall.	Moore, C. E.	Sproul.
Brice.	Haller.	Moore, H. A.	Stank.
Brown	Haudenschild.	Morrison.	Stimmel,
Brunner.	Helm	Murray.	Stockham
Bucchin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt	Najaka.	Stuart.
Capano.	Hocker,	Naumann	Swope.
Cassidy.	Hoffman.	Needham.	Tahi
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson	Thompson.
Clevenger.	Imbt.	O'Connor	Tittle
Cochran.	Jennings.	O'Dare.	Tompkins
Cole.	Johnson.	O'Donnell	Toomey
Cook.	Johnston.	O'Neill	Upshur.
Cooper.	Jones.	Orban.	Vaughan
Cordier.	Jump.	Patten.	Varallo
Costa.	Kean.	Petrosky.	Wachhaus.
Crowley.	Kelley.	Pichney.	Wagner.
Dague.	Kemp.	Pickens.	Walton.
Dairymple.	Kent.	Polaski	Waldron.
Davison.	Kirley.	Powers.	Wallin.
De Long.	Kline.	Price.	Waterhouse.
Demech.	Kohl.	Proper.	Watkins
Dennison.	Kratz.	Ragot.	Watson.
Depuy	Krise.	Readinger.	Weidner.
Dix.	Kurtz.	Reagan.	Weiss.
Dye	Laughner.	Reese D. P.	Wescott
Efenberg.	Layer.	Reese R. E.	West.
Elder.	Lee	Reilly, J. M.	Wheeler.
Erb.	Lelsey	Reilly, W. J.	Wolf.
Evans.	Livingston.	Richter.	Wood.
Ewing.	Livingstone.	Riley	Worley
Feola.	Loftus	Robbins.	Yeakel
Fish.	Robertson	Root.	Yester
Fiss.	Lyons	Rose.	Yetzer.
Flack.	Madden.	Rowen.	Young.
Fleming.	Madigan	Royer.	Lichtenwalter.
Foor	Mazza.		Speaker

NAYS—1

Turner

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 852.

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 594) entitled "An act establishing certain township

roads as State highways authorizing their construction maintenance and improvement under certain conditons and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes and adding certain new routes

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend page 2, line 13 by inserting the following:

[Route 03110 Beginning at a point on Route 534 about 0.5 of a mile north of the Wayne-Cowanshannock township line thence in a general southwesterly direction through Wayne and Cowanshannock townships to a point on Route 03109 about 1.1 miles northwest of the intersection of Route 03109 and 534 in Armstrong County a distance of about 3.3 miles]

Route 03116 Beginning at a point on Route 66 about 0.5 of a mile northeast of Oakland (District Post Office) thence in an easterly and southeasterly direction through Mahoning township to [a road intersection at or near] a point about 1.8 miles west of the Mahoning-Redbank township line in Armstrong county a distance of about [3.4] 2.33 miles

Amend page 4, line 7 by inserting the following:

Route 07002 Beginning at [a county road approximately three-fourths of a mile ast of Cambria County line in Juniata township Blair County thence south through Juniata Township to a point on the Juniata-Greenfield township line thence southeast through Greenfield township to a road intersection at a church approximately one mile southeast of Bob's Run thence northeasterly to a road intersection] the southern terminus of Route 07038 approximately one and one-quarter miles south of the village of Blue Knob thence easterly to the village of Fredericksburg thence southeasterly along poplar run to a point on Route 47 in the village of Claysburg in Blair County a distance of about [12.3] 7.8 miles

Route 07013 Beginning at a point on the southern borough line of Williamsburg Woodbury Township Blair County thence southerly through woodbury township to a road intersection approximately at clover creek thence northeasterly to the village of Calcite thence northerly to the village of Fisherville thence northerly to [a road] an intersection [in the village of Cove Forge] with Route 07039 in Blair county a distance of about [6.9] 5.8 miles

Route 07022 Beginning at Frankstown Borough in Blair County Frankstown township thence [southeast towards Robinson Run] southeasterly and northeasterly through Frankstown Huston and Woodbury Township to a point on Route 07010 near Royer in Blair County a distance of about [3] 7.35 miles

[Route 07036 Beginning at a point on the northwestern line of Tyrone Borough thence westerly through Snyder Township in Blair County a distance of about 1.1 miles]

[Route 07037 Beginning at a point on Route 47 approximately 1.5 miles north of Claysburg thence northwesterly through Greenfield Township along Polecat Run to the Greenfield-Freedom Township line thence through Freedom Township to a point on Route \$7006 approximately 0.6 of a mile east of the Freedom-Juniata Township line in Blair County a distance of 5.1 miles]

Route 07046 Beginning at a point on Route 07026 approximately one mile north of the Antis-Logan Township line thence easterly and southeasterly in Antis Township to a point on Route [07027 in the village of Pine Croft] 55 in Blair County a distance of about [1.7] miles

Route 08060 Beginning at a point on State Highway

Route 20 at Gillette thence easterly southeasterly and easterly through South Creek and Ridgebury Townships to the intersection of State-aid application 4310 about 1.25 miles north of Bentley Creek in Bradford County a distance of about [4.2] 5.53 miles

Route 08090 Beginning at a point on State Highway Route 15 about 3.0 miles south of North Orwell thence easterly through Orwell Township to Orwell thence easterly through Orwell Township to the intersection with Route 08089 at Pottersville thence northerly and northeasterly through Orwell and Warren Townships to a point on Route 08143 about 2 miles south of Route 699 in Bradford County a distance of about [7.6] 7.23 miles

Route 08124 Beginning at a point on Route [17 about 0.5 of a mile north of Stevenson] 08009 at Exergreen thence in a general northeasterly direction through Albany and Terry Townships to a point on Route 08020 about .05 of a mile east of the Asylum-Terry Township line in Bradford County a distance of about 5.5 miles

Amend Page 9, line 2 by inserting the following:

Route 16061 Beginning at a point on Route 214 [at] south of Sandy Hollow thence in a general westerly direction through Madison Township to Sarah Furnace in Clarion County a distance of about [3.4] 2.54 miles

Amend page 9, line 13 by striking out the following:

Route 17108 Beginning at a point on Route 17038 about 0.7 of a mile northwest of Glen Richey thence northwesterly to a point on Route 869 about 0.4 of a mile southeast of the Village of Susquehanna Bridge thence extending in a northwesterly and northeasterly direction by way of Driftwood School through Lawrence Township to a point on Route 59 near the Village of Riverview in Clearfield County a distance of about [3.5] 4.5 miles

Amend page 11, line 8 by striking out the following:

[Route 21078 Beginning at a point on Route 21015 about 1.5 miles north of Route 708 thence easterly and northerly along Conodoguinet Creek through East Pennsboro Township to a point on application 231 in Cumberland County a distance of about 1.6 miles]

[Route 23078 Beginning at a point on Route 421 about Station 102 in Nether Providence Township and extending in a northwesterly direction through Nether Providence Township to a point at the intersection of Wallingford and Manchester Avenue in Delaware County a distance of about .7 of a mile]

Amend page 11, line 17 by inserting the following:

Route 22006 Beginning at a point in Susquehanna Township intersecting Route 1 about one mile south of Rockville thence easterly through Susquehanna Township to a point in Lower Paxton Township intersecting Route 140-spur at Linglestown thence from a point in West Hanover Township again intersecting 140-spur easterly and southerly [to a point in West Hanover Township intersecting Route 140 near Manada Hill thence southerly from a point intersecting Route 140 in West Hanover Township] via Manada Hill and Hanoverdale to a point connecting State-aid application 306 about three miles north of Union Deposit in Dauphin County a distance of about [12.15] 11.65 miles

Route 22007 Beginning at a point in Conewago Township at the Dauphin-Lancaster County boundary line about two miles west of the Dauphin-Lebanon County line thence northerly through Conewago Derry and East Hanover Townships via Deodate Hershey and Sand Beach intersecting Routes 624 501 and 139 to a point in East Hanover Township [intersecting Route 140] at Shellsville thence [from a point in East Hanover Township intersecting Route 140 about one-half mile west of Shellsville thence] westerly and northerly through East Hanover Township to a point intersecting Route 22005 about one mile east of the East Hanover-West Hanover Township line in Dauphin County a distance of about [18.68] 17.66 miles

Route 22053 Beginning at a point on Application 692 near Grubers School thence in a westerly direction through East Hanover Township to a point on Route 140 about [0.3 of a mile] 1.4 miles east of the West Hanover Town-

ship line in Dauphin County a distance of about 2.5 miles

Route 23070 Beginning at a point on Nether Providence Township at the Bridge over Crum Creek at the west borough line of Swarthmore thence southwesterly and northwesterly through Nether Providence Township to a point on [Turner road about 300 feet south of its intersection with the Pennsylvania Railroad] Route 23013 in Nether Providence Township in Delaware County a distance of about [.7 of a mile] 1.30 miles

[Route 23077 Beginning at a point on Route 421 about Station 98 in Nether Providence Township and extending in an easterly direction through Nether Providence Township by way of Wallingford Station on the Pennsylvania Railroad to a point on Turner Road about 50 feet south of its intersection with the Pennsylvania Railroad in Delaware County a distance of about .35 of a mile]

Amend page 18, by inserting the following, after line 2.

Route 31058 Beginning at a point on Route 346 in the Village of Spruce Creek Township Huntingdon County thence northwesterly through Spruce Creek Township to a point on the Spruce Creek-Warriors Mark Township line thence northwesterly through Warriors Mark Township to [a road intersection approximately one-quarter mile southeast of the Rural Choice School] the Birmingham Borough line thence from the Birmingham Borough line at Tyrone Street northwesterly to a point on Route 55 in Huntingdon County a distance of about [3.0] 5.0 miles

Amend page 8, line 19, by inserting the following:

Route 32033 Beginning at a point on the [northern] western Borough Line of Jacksonville at Coal Run Road in Young Township Indiana County thence northwesterly through Young Township to the Village of McIntyre thence northwesterly to a point on the Young-Armstrong Township line approximately .3 of a mile south of Route 188 thence north and northwesterly in Armstrong Township to the Young-Armstrong Township line about .1 of a mile south of Route 188 thence northwesterly in Young Township to a point on Route 188 approximately .10 of a mile west of the Armstrong-Young Township line in Indiana County a distance of about [4.5] 4.3 miles

[Route 32155 Beginning at a point on Route 32120 about 0.7 of a mile west of its intersection with Route 32016 thence in a northerly direction through Blacklick Township to a point on Route — in Indiana County a distance of about 1.1 miles]

Route 32166 Beginning at a point on Route 32032 at Nesbit Run Junction thence in a northwesterly and northerly direction through Young Township to a point on Route 32165 about .6 of a mile south of West Lebanon in Indiana County a distance of about [3.0] 3.35 miles

Amend page 20, line 16, by inserting the following:

Route 38003 Beginning at a point in North Londonderry Township on Route 38001 about one-half mile east of the Eastern Line of Palmyra Borough thence westerly to a point on the eastern boundary line of Palmyra Borough thence from a point on the northern boundary line of Palmyra Borough through North Londonderry and East Hanover Townships via Valley Glen thence northeastwardly- and westerly from a point 1.4 miles north of Valley Glen [intersecting] crossing Route 140 [at a point about .5 of a mile west of East Hanover] thence [from a point intersecting Route 140 about one and one-half miles east of the Lebanon-Dauphin County line] northerly and easterly through East Hanover and Union Townships via Rankstown to a point intersecting Route 141-spur at Bordersville in Lebanon County a distance of about [15.9] 17.88 miles

Route 38004 Beginning at a point in West Cornwall Township on the eastern boundary line of Mount Gretna Borough thence northerly to a point intersecting Route 501 about one-half mile east of the West Cornwall-South Annville Township line thence from a point intersecting Route 280 about one-half mile west of the West Cornwall-South Annville Township line northerly through South Annville and Annville Townships to a point intersecting Route 139 thence from a point in North Annville Town-

ship intersecting Route 651 about one mile north of the North Annville-Annville Township line through North Annville and East Hanover Townships to [a point intersecting Route 140 about one-half mile east of] Ono in Lebanon County a distance of about [10.3] 10.57 miles

Amend page 24, line 16 by inserting the following:

Route 43057 Beginning at a point on [the old Franklin-Mercer Pike .75 of a mile west of the Mercer County line and running north in Worth Township to a point on the dividing line between] [worth and Sandy Lake Townships thence north through Sandy Lake Township across state] Route 208 at Booher's corners thence north to a point on the dividing line between Sandy Lake and Mill Creek Townships thence north in Mill Creek Township past the Glenn School to Route 53073 at five points in Mercer County a distance of about [7.5] 3.96 miles

Route 44007 Beginning at the eastern boundary line of Lewistown Borough and leading easterly through Derry Township to Maitland thence easterly through Derry and Decatur Townships to a point on Route 28 near Wagner in Mifflin County a distance of about [4.25] 10.8 miles

[Route 44016 Beginning at a point in Decatur Township at the Village of Shindle thence northerly through Decatur Township via Soradoville to a point intersecting Route 44002 at Dormantown in Mifflin County a distance of about 3.98 miles]

[Route 44024 Beginning at a point on Route 44002 at Vira thence in a general southwesterly direction through Derry Township to the Burnham Borough line in Mifflin County a distance of about 2.0 miles]

[Route 44025 Beginning at a point on Route 44015 about 0.75 of a mile south of Snook thence southwesterly through Decatur Township to a point on Route 44016 in Mifflin County a distance of about 2.6 miles]

[Route 44030 Beginning at a point on Route 44024 about 0.8 of a mile southwest of Vira thence northerly through Derry Township to a point on Route 44002 in Mifflin County a distance of about 0.9 of a mile]

[Route 45013 Beginning at a point on State Highway Route 167 in Middle Smithfield Township approximately .25 of a mile east of Turn Villa thence in a southerly direction to Nelson Lake in Middle Smithfield Township in Monroe County a distance of about 1.25 miles]

Route 45041 Beginning at a point on State Highway Route 164 at Brodheads ville in Chestnut Hill Township thence northerly through Chestnut Hill Township to a point intersecting Route 45042 at McMichaels [thence northwesterly through Chestnut Hill and Tunkhannock Townships to a point where it intersects Route 45040 at Long Pond in Tunkhannock Township] in Monroe County a distance of about [12.90] 5.7 miles

[Route 45046 Beginning at a point on Route 45045 about one mile south of the Village of Dottersville thence in a northerly direction by the way of Little Creek to the Village of Dottersville in Monroe County a distance of about one mile]

[Route 45065 Beginning at the Stroudsburg Borough line at the end of third street thence northwesterly through Stroud Township to a point on Route 169 about 0.1 of a mile north of Stroudsburg Borough in Monroe County a distance of about 0.1 of a mile]

[Route 45082 Beginning at a point on Route 45059 about 0.3 of a mile southwest of Route 167 thence in a southeasterly direction through Smithfield Township to a point on Route 461 W about 1.0 mile southeast of Marshalls Creek in Monroe County a distance of about 0.6 of a mile]

Amend page 32, line 9, by inserting the following:

[Route 53093 Beginning at a point on Route 753 at Weishample thence in a southeasterly northeasterly and northwesterly direction through Barry Township to a point on Route 753 about 0.4 of a mile southwest of Mazel in Schuylkill County a distance of about 2.7 miles]

[Route 53112 Beginning on Route 53063 about 0.5 of a mile north of the Lehigh Valley Railroad thence northwesterly through Mahanoy East Union and Union Townships to Route 53042 about 1.0 miles east of Krebs in Schuylkill County a distance of about 2.5 miles]

Amend page 37, by inserting after line 6 the following:

Route 61045 Beginning at a point on the south borough line of Youngsville thence in a general southwesterly direction through Brokenstraw [and Deerfield Township] township by way of York Hill School to [a point on Route 61012 about 0.75 of a mile north of Davy Hill School] a road intersection in Warren County a distance of about [5.7] 2 miles.

Route 62040 Beginning at Route 62052 near the Bentleyville borough line thence northerly past Farquhar school [and properties of Hetherington heirs C A Hayden and V D Irwin to] a distance of about 1.6 miles thence north-easterly and northerly past Dickeys school over Route 62160 to Route 181 at Ginger Hill in Washington county a distance of about [4.6] 5.1 miles

[Route 62072 Beginning at State Route 325 about 0.6 mile south of Horne's schoolhouse thence easterly through Amwell Township to county road near Lone Pine in Washington county a distance of about 1.4 miles]

[Route 62144 Beginning at a point on the county road extending between Prosperity and Lindley's Mill about 0.4 of a mile northwest of the terminus of Route 62082 and extending in a northerly and easterly direction through Morris township to an intersection with Route 62102 about 0.4 of a mile northwest of Bane Creek in Washington county a distance of about 2.3 miles]

[Route 62152 Beginning at the point of intersection with Route 62128 at the Liberty M E Church thence in a north-easterly direction through Amwell township to Route 62131 at a point about 0.6 of a mile west of Judge Chamber's school in Washington county a distance of about 1.2 miles]

[Route 62154 Beginning at a point on a county road about 1.5 miles northwest of the Lone Pine school at Whitehill farm thence in a northerly direction through Amwell township by way of Redd Run school to a point on Route 113 at the] [Amwell-South Strabane township line in Washington county a distance of about 3.5 miles]

Amend page 44, line 9 by inserting the following:

Route 64085 Beginning at the Elliott works at Jeanette and extending in a general northerly and easterly direction through Penn township by way of Claridge to [the village of Boquet on Route 64076] a point on Route 64081 in Westmoreland county a distance of about [3.3] 3.89 miles

Route 64160 Beginning at Route 187 at Newlonsburg and extending in a southeasterly direction through Franklin and Penn townships to and across county road thence via Manor Church school to Route [64076 at Boquet] 64192 in Westmoreland county a distance of about [4.8] 5.14 miles

Route 64263 Beginning at a point on the southeast line of Derry borough thence in a general easterly direction through Derry and Ligonier [and Fairfield] townships thence easterly and southerly through Fairfield township to a point on Route [64237 near Route 64156] 64008 about .5 of a mile north of the Fairfield-Ligonier township line in Westmoreland county a distance of about [7.2] 6.55 miles

Amend page 45, line 17 by inserting the following:

Armstrong County

Route 03141 Beginning at a point on Route 03084 at Tidal thence southerly in Madison township Armstrong county a distance of 2.1 miles

Route 03142 Beginning at a point on Route 03016 about one mile north of Worthington borough thence northerly through West Franklin township to a point near Laird Station in Armstrong county a distance of 1.3 miles

Route 03143 Beginning at a point on Route 03071 about 1.3 miles east of Route 66 thence southerly in Boggs township to a road intersection in Armstrong county a distance of 1.4 miles

Route 03144 Beginning at a point on Route 251 about .5 of a mile northwest of Route 03019 thence northerly through Sugar Creek township to a point on Route 03017 in Armstrong county a distance of about 1.9 miles

Amend page 47, line 3, by inserting the following:
Bedford County

Route 05119 Beginning at a point on Route 05046 about .7 of a mile north of Helixville thence northerly through Napier township to a point on Route 05096 in Bedford county a distance of about 1.1 miles

Blair County

Route 07056 Beginning at a point on Route 07011 about .25 of a mile east of the village of Kladder thence in a southwesterly direction in Blair township to a point on Route 07034 at the village of Vicksburg in Blair county a distance of about 2.0 miles

Route 07057 Beginning at a point on Route 47 at its intersection with application 5732 in the village of Sproul thence in a general easterly direction through Greenfield township to a point on the Blair-Bedford county line in Blair county a distance of about 1.8 miles

Route 07058 Beginning at a point on Route 384 approximately 0.5 miles south of Roaring Spring borough thence south through Taylor township to a point on Route 07050 in the village of Ore Hill in Blair county a distance of about 2.0 miles

Route 07059 Beginning at a point on application 3583 in the village of Beryl thence southeasterly through Allegheny township to an intersection with Route 884 in Blair county a distance of about 1.3 miles

Amend page 48, line 18 by inserting the following:

Butler County

Route 10136 Beginning at a point on the Butler city-Butler township line and extending southeasterly through Butler township to a point on Route 10047 in Butler county a distance of about .08 of a mile

Cambria County

Route 11096 Beginning at the intersection of Routes 11002 and 11009 at Elton thence in a general southeasterly direction in Adams township to the Somerset county line in Cambria county a distance of about 3.8 miles

Amend page 49, line 18 by inserting the following:

Route 17084 Beginning at a point on Route 17083 about .4 of a mile west of Route 17041 thence westerly southerly and easterly through Lawrence township by way of Mount Zion school to the Lawrence township-Clearfield borough line at Martin street in Clearfield county a distance of about 4.6 miles

Amend page 50, line 19 by inserting the following:

Route 17127 Beginning at a point on Route 401 near the Houtzdale borough line thence southerly westerly and northerly through Woodward township to a point on Route 401 in Clearfield county a distance of about .7 of a mile

Route 17128 Beginning at a point on Route 401 about .7 of a mile west of the Houtzdale borough line thence northerly through Woodward township to a point on Route 234 in Clearfield county a distance of about .3 of a mile

Route 17129 Beginning at a point on Route 17128 thence easterly through Woodward township to a point on Route 234 in Clearfield county a distance of about .8 of a mile

Route 17130 Beginning at a point on Route 17005 about .5 of a mile east of the Burnside borough line thence in a northeasterly direction through Burnside township to a point on Route 17002 in Clearfield county a distance of about 3 miles

Amend page 52, line 5 by striking out the following:

Delaware County

Route 23123 Beginning at a point on Route 421 about 0.8 of a mile south of Route 23013 thence in a northeasterly direction through Nether Providence Township to a point on Route 23070 about 0.1 of a mile west of Crum Creek in Delaware County a distance of about 0.70 of a mile

Amend page 52, line 17 by inserting the following:

Route 24031 Beginning at a point on Route 24009 at

Dagus Mines thence northeasterly through Fox Township to a point on application 6636 at Kersey in Elk County a distance of about .9 of a mile

Amend page 54, line 9, by inserting the following:

Route 25126 Beginning at the Conneaut Township-Albion borough line at Pear Street thence northeasterly to a point on the Cranesville borough line in Erie County a distance of about 0.4 of a mile

Amend page 55, line 18, by inserting the following:

Indiana County

Route 32171 Beginning on the south line of Jacksonville borough thence southeasterly through Young and Blacklick Townships in Indiana County a distance of .9 of a mile

Amend page 57, line 19, by inserting the following:

McKean County

Route 42046 Beginning at a point on Route 42004 near Halsey thence northwesterly through Sergeant and Hamilton Townships to a point on Route 95 near Lantz Corners in McKean County a distance of about 2.6 miles

Amend page 58, line 13 by inserting the following:

Route 43111 Beginning at a point on Route 238 about .2 of a mile south of the Hickory-Shenango Township line thence northwesterly through Shenango and Hickory Townships to the Wheatland Borough line in Mercer County a distance of about 2.1 miles

Route 43112 Beginning at a point on Route 43021 about .2 of a mile north of the Liberty-Pine Township line thence northeasterly through Pine Township to a point on Route 73 in Mercer County a distance of about 1.1 miles

Monroe County

Route 45085 Beginning at a point on Route 164 about .9 of a mile east of Brodheadsville thence northeasterly through Chestnut Hill and Hamilton Townships to a point on Route 45021 about 1.2 miles south of Neola in Monroe county a distance of about 3.4 miles

Route 45086 Beginning at a point on Route 45049 near Mud Run thence northerly through Tunkhannock Township to a point on Route 45040 near Long Pond in Monroe County a distance of about 3.36 miles

Route 45087 Beginning at a point on Route 45041 about four miles north of Brodheadsville thence northeasterly through Chestnut Hill and Jackson Townships to a point on Route 45056 in Monroe County a distance of about 1.7 miles

Northampton County

Route 48099 Beginning on the north line of Chapman Borough at Main Street thence northwesterly and westerly through Moore Township to a point on application 3908 in Northampton County a distance of about .4 of a mile

Route 48100 Beginning at a point on Route 48043 at Aluta thence southerly through Bushkill Township to a point on Route 48042 in Northampton County a distance of about .8 of a mile

Amend page 62, line 8, by inserting the following:

Route 53114 Beginning at a point on Route 53042 at its intersection with application 6850 thence easterly through East Union Township for a distance of 3.1 miles to a road intersection thence northwesterly through East Union Township to a point on application 4630 at Sheppton in Schuylkill County a distance of about 4.0 miles

Route 53115 Beginning at a point on Route 53056 about 3 of a mile northeast of Mabel thence southerly and southwesterly through Barry ownship in Schuylkill County a distance of 2.73 miles

Amend page 65, line 6 by inserting the following:

Route 57151 Beginning at a point on Route 10 about .3 of a mile east of the Oakland Borough line thence northeasterly through Oakland Township to a point on Route 10 in Susquehanna County a distance of about .44 of a mile

Amend page 65, line 15 by inserting the following:

Warren County

Route 61065 Beginning at a point on the Youngsville Borough line thence northerly by way of Hamblin Hill school through Brokenstraw Township to a point on the Sugar Grove-Brokenstraw Township line in Warren county a distance of about 3.3 miles

Washington County

Route 62202 Beginning at a point on Route 113 north of Laboratory thence northeasterly in South Strabane Township to a point on Route 62088 near Vance in Washington County a distance of about 1.8 miles

Route 62203 Beginning at a point on the north line of Canonsburg at Oak Spring Road thence northerly in Chartiers Township to a point on Route 62090 in Washington County a distance of about 1.9 miles

Route 62204 Beginning at a point on the north line of Canonsburg at Central Avenue thence northwesterly in Chartiers Township to a point on Route 62203 in Washington County a distance of about one mile

Route 62205 Beginning at a point on the western line of the city of Washington thence over Euclid Avenue and McGovern Street in Canton township to a point on Route 62159 in Washington County a distance of about 0.3 of a mile

Route 62206 Beginning at a point on Route 62180 near Primrose thence easterly in Mount Pleasant and Cecil townships to the McDonald Borough line in Washington County a distance of about 0.9 of a mile

Route 62207 Beginning at a point on Route 62132 at Sawhill School thence westerly in East Finley and Donegal Townships to a point on Route 62137 in Washington County a distance of about 1.8 miles

Route 62208 Beginning at a point on Route 62128 about one mile northwest of Van Kirk thence northerly in North Franklin Township to McElree School in Washington County a distance of about 1.9 miles

On the question,

Will the House concur in the amendments made by the Senate?

Mr. FISS. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS — 204

Aaronsen	Frost,	McCormack.	Sarra,
Andrews,	Gallagher.	McCosker,	Sax
Bane,	Getchey,	McCullough,	Scanlon.
Barrett.	Gibson,	McDonald,	Schuster
Baumunk.	Goff,	McKinney.	Scott,
Beech,	Goodling.	McMillen.	Serrill.
Bender,	Gorman,	Mihm,	Shoemaker.
Bentzel	Graybill,	Mikula	Simons.
Bloom,	Greenwood.	Miller,	Smith, C. C.
Boies.	Greer,	Mills,	Smith, C. M.
Bonawitz.	Griffiths,	Mintess,	Swider
Boorse.	Guthrie,	Mohr,	Sollenberger
Bower.	Gyger.	Mooney.	Sorg.
Brelsch.	Hall.	Moore, C. E.	Sproul.
Brice	Haller,	Moore, H. A.	Stank.
Brown,	Haudenschild.	Morrison,	Stimmel,
Brunner,	Helm.	Murray,	Stockham
Bucchin,	Henry.	Myers,	Stonier
Cadwalader.	Hewitt.	Najaka,	Stuart.
Capano,	Hocker,	Naumann,	Swope.
Cassidy	Hoffman.	Needham.	Tah
Chervenak.	Hoopes.	Neff,	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger,	Imbt,	O'Connor.	Tittle
Cochran,	Jennings.	O'Dare,	Tompkins.
Cole,	Johnson.	O'Donnell.	Toomey.
Cook.	Johnston.	O'Neill.	Turner.
Cooper.	Jones,	Orban,	Upshur.
Cordier.	Jump,	Patten.	Vaughan.
Costa.	Kean,	Petrosky.	Verona
Crowley,	Kelley.	Pichney.	Wachhaus.
Dague,	Kemp,	Pickens,	Wagner,

Dalrymple.	Kent,	Polaski,	Waldron,
Davison,	Kirley.	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Proper,	Waterhouse.
Dennison.	Kratz,	Ragot,	Watkins.
Depuy.	Krise,	Readinger.	Watson,
Dix,	Kurtz,	Reagan,	Weidner.
Dye,	Laughner.	Reese, D. P.	Weiss
Efenberg.	Layer,	Reese, R. E.	Wescott.
Elder.	Lee,	Reilly, J. M.	West,
Erb.	Lelsey.	Reilly, W. J.	Wheeler.
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Worley.
Fish,	Lovett,	Robertson.	Yeakel.
Fiss.	Lyons,	Root,	Yester.
Flack.	Madden,	Rose,	Yetzer,
Fleming.	Madigan.	Rowen,	Young,
Foor	Mazza,	Royer,	Lichtenwalter.
			Speaker.

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 853

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing or deleting certain routes and adding certain new routes

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend section 1, page 2, by inserting after line 13 the following:

Tyrone Borough

[Route 07036 Extending Route 07036 Beginning at a point on the Snyder Township-Tyrone Borough line thence over Third Street to a point on route 55 at Third Street and Washington Avenue in the Borough of Tyrone Blair County a distance of about 0.32 of a mile]

Amend section 1, page 3, by inserting after line 6, the following:

Route 32033 [Application 527-B] Extending Route 32033 Beginning at a point on the Jacksonville Borough-Young Township line thence in a southeasterly direction on [Mill Street] Coal Run Road to an intersection with Route 228 at [Mill] Coal Run Road and Main [Streets] Street in the Borough of Jacksonville Indiana County a distance of about [.10] .2 of a mile

Jonestown Borough

[Traffic Route 334] Route 38005 Extending Route 38005 Beginning at a point on the Jonestown Borough-Swatara Township line thence in a northwesterly direction on Lancaster Street to [an intersection with State highway Route 140-C and 140-B] Market Street thence easterly over Market Street to a point on the Jonestown Borough-

Swatara Township line in the Borough of Jonestown Lebanon County a distance of about [4] .7 of a mile

Slatington Borough

[Route 39095 Extending Route 39095 Beginning at a point on the Washington Township-Slatington Borough line thence southerly on Welshtown Road to Chestnut Street thence easterly on Chestnut Street to Diamond Street thence southerly on Diamond Street to a point on Route 163 at Diamond and Main Streets in the Borough of Slatington Lehigh County a distance of about 0.2 of a mile]

Burnham Borough

[Route 44024 Extending Route 44024 Beginning at a point on the Derry Township-Burnham Borough line thence over Dry Valley Road] [Fourth Street and Walnut Street to a point on Application 4262 at Walnut Street and Furnace Road in the Borough of Burnham Mifflin County a distance of about 0.64 of a mile]

Stroudsburg Borough

[Route 45065 Extending Route 45065 Beginning at a point on the Stroud Township line at Third Street thence over Third Street to Route 166 at Third and Main Streets in the Borough of Stroudsburg a distance of about 0.5 of a mile]

Amend Section 1, page 6, by inserting after line 2 the following:

Deemston Borough

Route 62129 Extending Route 62129 Beginning at a point on the Deemston Borough-East Bethlehem Township line thence in a northwesterly direction to an intersection with [the continuation of Rural Route 62018] Route 62194 in the Borough of Deemston Washington County a distance of about [1.31] 2.75 miles

Amend section 2, page 6, by inserting after line 12 the following:

Erie County

Cranesville Borough

Route 25126 Extending Route 25126 Beginning at a point on the Conneaut Township-Cranesville Borough line thence over Railroad and Crane Streets to an intersection with Route 295 at Crane and Meadville Streets in the Borough of Cranestown Erie County a distance of about .9 of a mile

Albion Borough

Route 25126 Extending Route 25126 Beginning at a point on the Albion Borough-Conneaut Township line thence westerly over Pearl Street to an intersection with Route 25004 at Pearl and Main Streets in the Borough of Albion Erie County a distance of about .7 of a mile

Fayette County

Belle Vernon Borough

Route 26158 Extending Route 26158 Beginning at a point on the Belle Vernon Borough-Washington Township line thence over Main Street to Route 118 at Main and State Streets in the Borough of Belle Vernon Fayette County a distance of about 0.74 of a mile

Huntingdon County

Birmingham Borough

Route 31058 Extending Route 31058 Beginning at a point on the north line of Birmingham Borough thence southerly over Tyrone Street and easterly over Church Street to the Warriors Mark Township line in the Borough of Birmingham Huntingdon County a distance of about .4 of a mile

Indiana County

Jacksonville Borough

Route 32171 Extending Route 32171 Beginning on the south borough line of Jacksonville Borough thence northerly to a point on Route 228 at Main Street in the Borough of Jacksonville a distance of about .1 of a mile

Jefferson County

Punxsutawney Borough

Route 33078 Extending Route 33078 Beginning at a point on the southern line between Punxsutawney Borough and Young Township thence northeasterly to the Bell Township line and from a second point on the Bell Township line in general northwesterly direction to Route 435 at Mahoning Street and Woodland Avenue in the Borough of Punxsutawney Jefferson County a distance of about 0.98 of a mile

Luzerne County

Larksville and Edwardsville Boroughs

Route 40132 Beginning at a point on Route 4 about 0.5 of a mile west of the Plymouth Borough line thence northeasterly on Church Street in Larksville and Edwardsville to Main Street thence northwesterly to a point on Route 40096 in Luzerne County a distance of about 2.9 miles

Mercer County

Wheatland Borough

Route 43111 Extending Route 43111 Beginning on the Hickory Township line thence westerly to a point on Route 238 Spur "A" in the Borough of Wheatland a distance of about .3 of a mile

Monroe County

Stroudsburg Borough

Route 168 Spur Beginning at a point on Route 168 at Ninth and Phillips Streets thence easterly over Phillips Street to Route 169 at Phillips and North Fifth Streets in the Borough of Stroudsburg a distance of about 0.9 of a mile

East Stroudsburg Borough

Beginning at a point on Route 166 at Prospect and Ridgeway Streets thence northerly over Prospect Street to Route 166 Spur at Prospect and Analomink Streets in the Borough of East Stroudsburg a distance of about 0.4 of a mile

Northampton County

Chapman Borough

Route 48099 Extending Route 48099 Beginning at the intersection of Main and Fifth Streets thence northerly over Main Street to the Chapman Borough-Moore Township line in the Borough of Chapman Northampton County a distance of about .2 of a mile

Amend section 2, page 12, by inserting after line 12 the following:

Washington County

McDonald Borough

Route 62206 Extending Route 62206 Beginning at a point on the western line of McDonald Borough thence over Johns Street to Route 62204 at Johns and Main Streets in the Borough of McDonald Washington County a distance of about 0.2 of a mile

Canonsburg Borough

Route 62203 Extending Route 62203 Beginning at a point on the north line of Canonsburg thence southerly on Oak Spring Road to Route 802 at West Pike Street in the Borough of Canonsburg Washington County a distance of about .3 of a mile

Route 62204 Extending Route 62204 Beginning at a point on the north line of Canonsburg thence southerly on Central Avenue to Route 108 at Pike Street in the Borough of Canonsburg Washington County a distance of about .6 of a mile

Roscoe Allenport and Long Branch Boroughs

Beginning at a point on Route 268 in Roscoe Borough thence northerly and northwesterly via Mt Tabor Road and Horner Street to a point on Route 62141 in the boroughs of Roscoe Allenport and Long Branch Washington County a distance of about 3.2 miles

Warren County
Youngsville Borough

Route 61065 Extending Route 61065 Beginning at a point on the Youngsville Borough-Brokenstraw Township line thence over Cemetery Street to a point on application 4014 in the borough of Youngsville Warren County a distance of about 0.5 of a mile

On the question,

Will the House concur in the amendments made by the Senate?

Mr. FISS. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Mr. IMBT. Mr. Speaker, due to the late hour I do not wish to discuss the action taken on the amendments inserted by the Senate to House Bills 852 and 853. However, I would like to point out that I do not concur in the principles of traffic engineering employed in the amendments inserted by the Senate as they apply to Monroe county.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Frost.	McCormack.	Sarraff.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon
Barrett.	Gibson.	McDonald.	Schuster.
Baumunk.	Goff.	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill
Bender.	Gorman.	Mihm.	Shoemaker.
Bentzel.	Graybill.	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith, C. C.
Boies.	Greer.	Mills.	Smith, C. M.
Bonawitz.	Griffiths.	Mintess.	Snider
Boorse.	Guthrie.	Mohr.	Sollenberger
Bower.	Gyger.	Mooney.	Sorg
Brelsch.	Hall.	Moore, C. E.	Sproul.
Brice.	Haller.	Moore, H. A.	Stank.
Brown.	Haudenschild.	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham
Bucchin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tah.
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins.
Cole.	Johnson.	O'Donnell.	Toomey.
Cook.	Johnston.	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dalrymple.	Kent.	Polaski.	Waldron.
Davison.	Kirley.	Powers.	Wallin.
De Long.	Kline.	Price.	Walton.
Demech.	Kohl.	Propert.	Waterhouse.
Dennison.	Kratz.	Ragot.	Watkins.
Depuy.	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weidner.
Dye.	Laughner.	Reese D. P.	Weiss.
Efenberg.	Layer.	Reese R. E.	Wescott.
Elder.	Lee.	Reilly, J. M.	West.
Erb.	Leisey.	Reilly, W. J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Worley.
Fish.	Lovett.	Robertson.	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan.	Rowen.	Young.
Foor.	Mazza.	Royer.	Lichtenwalter.

Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 982.

An Act to amend section one of the act approved the twenty-first day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of chiropody and providing penalties by further defining chiropody

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 2, line 3, by striking out the bracket before the word "Is," and page 2, line 10, by striking out the words "The padding dressing and strapping of the feet the making of models of the feet and palliative and mechanical treatment of functional disturbances of the feet; and line 12, by inserting the following:

Chiropody or podiatry as used in this act is defined to be the diagnosis of foot ailments and the practice of minor surgery upon the feet limited to those structures of the foot superficial to the fascia of the foot the padding dressing and strapping of the feet the making of models of the feet and palliative and mechanical treatment of functional disturbances of the feet

On the question,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost	McCormack.	Sarraff.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster.
Baumunk.	Goff.	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill
Bender.	Gorman.	Mihm.	Shoemaker
Bentzel.	Graybill.	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith, C. C.
Boies.	Greer.	Mills.	Smith, C. M.
Bonawitz.	Griffiths.	Mintess.	Snider
Boorse.	Guthrie.	Mohr.	Sollenberger
Bower.	Gyger.	Mooney.	Sorg
Brelsch.	Hall.	Moore, C. E.	Sproul.
Brice.	Haller.	Moore, H. A.	Stank.
Brown.	Haudenschild.	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham
Bucchin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tah.
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins.
Cole.	Johnson.	O'Donnell.	Toomey.
Cook.	Johnston.	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dalrymple.	Kent.	Polaski.	Waldron.

Davison,	Kirley	Powers.	Wallin
De Long,	Kline.	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse.
Dennison	Kratz,	Ragot,	Watkins.
Depuy.	Krise.	Readinger	Watson.
Dix,	Kurtz.	Reagan,	Weidner.
Dye,	Laughner.	Reese, D P.,	Weiss.
Efenberg.	Layer.	Reese, R E.,	Wescott.
Elder.	Lee,	Reilly, J M.	West.
Erb,	Leisey	Reilly, W J.,	Wheeler.
Evans,	Livingston,	Richter,	Wolf,
Ewing.	Livingstone,	Riley	Wood,
Feola,	Loftus,	Robbins,	Worley
Fish.	Lovett,	Robertson.	Yeakel.
Fiss.	Lyons,	Root,	Yester.
Flack	Madden,	Rose,	Yetzer.
Fleming.	Madigan.	Rowen.	Young,
For.	Mazza,	Royer,	Lichtenwalter.
			Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1090.

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for medical examiners in lieu of medical inspectors and prescribing their duties making mandatory the employment of a school nurse providing reimbursement by the Commonwealth therefor imposing certain duties upon the Department of Health Department of Public Instruction Department of Public Assistance and State Board of Public Assistance and repealing provisions relating to medical inspections and reports of medical inspectors

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 2, line 4 by inserting after the word "therefor" the following: "imposing certain duties upon the Department of Health Department of Public Instruction Department of Public Assistance and State Board of Public Assistance;" amend page 3, line 14 by inserting the following: "the reimbursement provided for by this section shall be paid by the Department of Health out of any money appropriated to said department for administering the school health act and for such purpose as much of any such money as is necessary is hereby re-appropriated;" amend page 8, line 20 by inserting the following: "provided however that during the biennium beginning the first day of June one thousand nine hundred forty-seven not more than five hundred thousand dollars (\$500,000) shall be spent by the Department of Public Assistance for such necessary medical dental or surgical care."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost	McCormack.	Sarra.
Andrews.	Gallagher	McCosker.	Sax.
Bane,	Getchey	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster
Baumunk	Goff,	McKinney	Scott,
Beech,	Goodling.	McMillen	Serrill.
Bender,	Gorman.	Mihm.	Shoemaker.
Bentzel.	Graybill.	Mikula	Simons.
Bloom.	Greenwood.	Miller.	Smith, O C.
Boies.	Greer.	Mills.	Smith, C M.
Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger.
Bower.	Gyger.	Mooney.	Sorg,
Breisch.	Hall.	Moore, C E.	Sproul.
Brice	Haller.	Moore, H A.	Stack.
Brown.	Haudenshield	Morrison	Stimmel.
Brunner.	Heim.	Murray.	Stockham
Buchlin.	Henry.	Myers	Stonier
Cadwalader.	Hewitt.	Najawa.	Stuart
Capano.	Hocker.	Naumann	Swope
Cassidy.	Hoffman	Needham.	Tahl
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Neison.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins
Cole,	Johnson.	O'Donnell.	Toomey.
Cook,	Johnston	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordler.	Jump	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pichney	Wachhaus
Dague.	Kemp.	Pickens.	Wagner.
Dairymple.	Kent.	Polaski.	Waldron.
Davison,	Kirley.	Powers.	Wallin.
De Long,	Kline.	Price.	Walton.
Demech.	Kohl,	Propert.	Waterhouse.
Dennison.	Kratz,	Ragot.	Watkins.
Depuy.	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weidner.
Dye.	Laughner	Reese, D P.	Weiss.
Efenberg.	Layer.	Reilly, W J.,	Wescott
Elder.	Lee.	Reese, R E.	West.
Erb.	Leisey.	Reilly, J M.	Wheeler.
Evans.	Livingston.	Richter	Wolf.
Ewing.	Livingstone	Riley	Wood.
Feola.	Loftus.	Robbins.	Worley
Fish.	Lovett.	Robertson	Yeakel.
Fiss.	Lyons,	Root,	Yester.
Flack.	Madden	Rose,	Yetzer.
Fleming.	Madigan	Rowen.	Young.
For.	Mazza.	Royer.	Lichtenwalter.
			Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1162.

An Act to further amend subsection (b) and to amend the last paragraph of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and

primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating to elections" fying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" further providing for payment of filing fees in certain cases

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 3, line 8, by inserting after the word "petition" the words "at the time of" and enclosing in heavy brackets the word "said"; line 12 by striking out the words "desiring to file"; line 15, by striking out after the word "county" the words "treasurer who shall stamp the (same) petition "Filing Fee Paid" together with the date of (filing All petitions) payment No petition which is not so marked shall be received and filed by the county" and inserting in lieu thereof the words "(treasurer who shall stamp the same "Filing Fee Paid" together with the date of filing all petitions so marked shall be received and filed by the county"; page 4 by inserting after line 3 the following "shall be transmitted by the county board to the county treasurer and"; line 8 by striking out after the word "or" the word "paid"; page 6, line 8 by striking out after the word "same" the words "Payment of filing fees to the county treasurer shall not be deemed to constitute compliance with the provisions of this act in respect to filing."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Frost	McCormack	Sarra
Andrews	Gallagher	McCosker	Sax
Bane	Getchey	McCullough	Scanlon
Barrett	Gibson	McDonald	Schuster
Baumunk	Goff	McKinney	Scott
Beech	Goodling	McMillen	Serrill
Bender	Gorman	Mihm	Shoemaker
Bentzel	Graybill	Mikula	Simons
Bloom	Greenwood	Miller	Smith C C
Boes	Greer	Mills	Smith C M
Bonawitz	Griffiths	Mintess	Snider
Boorse	Guthrie	Mohr	Sollenberger
Bower	Gyger	Mooney	Sorg
Brelsch	Hall	Moore C E	Sproul
Brice	Haller	Moore H A	Stank
Brown	Haudenschild	Morrison	Stimmel
Brunner	Helm	Murray	Stockham
Bucchin	Henry	Myers	Stonier
Cadwalader	Hewitt	Najaka	Stuart
Capano	Hocker	Naumann	Swope
Cassidy	Hoffman	Needham	
Chervenak	Hoopes	Neff	
Chudoff	Horan	Nelson	
Clevenger	Imbt	O'Connor	
Cochran	Jennings	O'Dare	
Cole	Johnson	O'Donnell	
Cook	Johnston	O'Neill	
Cooper	Jones	Orban	
Cordier	Jump	Patten	
Costa	Kean	Petrosky	
Crowley	Kelley	Pichney	
Dague	Kemp	Pickens	
Dalrymple	Kent	Polaski	

Davison	Kirley	Powers	Wallin
De Long	Kline	Price	Walton
Demech	Kohl	Propert	Waterhouse
Dennison	Kratz	Ragot	Watkins
Depuy	Krise	Readinger	Watson
Dix	Kurtz	Reagan	Weidner
Dye	Laughner	Reese D P	Weiss
Efenberg	Layer	Reese R E	Wescott
Elder	Lee	Relly J M	West
Erb	Leisey	Relly W J	Wheeler
Evans	Livingston	Richter	Wolf
Ewing	Livingstone	Riley	Wood
Feola	Loftus	Robbins	Worley
Fish	Lovett	Robertson	Yeakel
Fiss	Lyons	Root	Yester
Flack	Madden	Rose	Yetzer
Fleming	Madigan	Rowen	Young
Foor	Mazza	Royer	Lichtenwalter

Speaker

NAYS—0

NOT VOTING—1

Trout

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1165

An Act to further amend section five hundred forty-five of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act, concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto," increasing the pay of auditors.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend Section 1, page 3, line 3 by striking out the word "ten" and inserting in lieu thereof the word "six."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. STIMMEL. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Frost	McCormack	Sarra
Andrews	Gallagher	McCosker	Sax
Bane	Getchey	McCullough	Scanlon
Barrett	Gibson	McDonald	Schuster
Baumunk	Goff	McKinney	Scott
Beech	Goodling	McMillen	Serrill
Bender	Gorman	Mihm	Shoemaker
Bentzel	Graybill	Mikula	Simons
Bloom	Greenwood	Miller	Smith C C
Boes	Greer	Mills	Smith C M
Bonawitz	Griffiths	Mintess	Snider
Boorse	Guthrie	Mohr	Sollenberger
Bower	Gyger	Mooney	Sorg
Brelsch	Hall	Moore C E	Sproul
Brice	Haller	Moore H A	Stank
Brown	Haudenschild	Morrison	Stimmel
Brunner	Helm	Murray	Stockham
Bucchin	Henry	Myers	Stonier
Cadwalader	Hewitt	Najaka	Stuart
Capano	Hocker	Naumann	Swope

Cassidy.	Hoffman.	Needham.	Tahl.
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins.
Cole.	Johnson.	O'Donnell.	Toomey.
Cook.	Johnston.	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dairymple.	Kent.	Polaski.	Waldron.
Davison.	Kirley.	Powers.	Wallin.
De Long.	Kline.	Price.	Waiton.
Demech.	Kohl.	Propert.	Waterhouse.
Dennison.	Kratz.	Ragot.	Watkins.
Depuy.	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weldner.
Dye.	Laughner.	Reese, D. P.	Weiss.
Efenberg.	Layer.	Reese, R. E.	Wescott.
Elder.	Lee.	Reilly, J. M.	West.
Erb.	Leisey.	Reilly, W. J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Lofthus.	Robbins.	Worley.
Fish.	Lovett.	Robertson.	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan.	Rowen.	Young.
Foor.	Mazza.	Royer.	Lichtenwalter.
			Speaker

NAYS—0

NOT VOTING—1

Frout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1343

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-seven and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-seven.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 2, page 3, line 16, by inserting after the word "telegrams" the word "telephone"; page 18, line 4 by striking out after the word "hundred" the word "twenty-four" and inserting in lieu thereof the word "sixty-nine"; line 5, by striking out the bracket and figure: "(\$224,500)" and inserting in lieu thereof the bracket and figures "(\$269,500)"; page 24, line 17, by striking out after the second word "of" the word "six" and inserting in lieu thereof the word "eight"; line 18, by striking out the bracket and figures "(\$600,000)" and inserting in lieu thereof the bracket and figures "(\$800,000)"; page 28, line 8, by striking out after the word "million" the word "seven" and inserting in lieu thereof the word "two"; line 9, by striking out the bracket and figures "(\$3,750,000)" and inserting in lieu thereof the brackets and figures "(\$3,250,000)"; page 36, line 8, by striking out after the word "Library" the words "and Museum"; line 9 by

striking out at the beginning of the line the words "hundred fifty thousand dollars (\$250,000)" and inserting in lieu thereof the words and figures "hundred sixty-nine thousand five hundred dollars (\$269,500)"; line 17 by striking out after the word "of" the words "six hundred eighty thousand dollars (\$680,000)" and inserting in lieu thereof the words "seven hundred thousand dollars (\$700,000)"; page 41, line 15, by striking out at the beginning of the line the words "five hundred eighty-seven thousand dollars (\$587,000)" and inserting in lieu thereof the words "six hundred fifty-three thousand dollars (\$653,000)"; page 41, line 19 by striking out the words "sixty-six" and inserting in lieu thereof the words "ninety-two" and by striking out the figures "(\$66,000)" and inserting in lieu thereof the figures "(\$92,000)"; page 42, line 3, by striking out after the word "of" the words "eight hundred fifty-four thousand dollars (\$854,000)" and inserting in lieu thereof the words "nine hundred seventy-six thousand dollars (\$976,000)"; line 8, by striking out after the word "of" the words "one hundred twenty-two thousand dollars (\$122,000)" and inserting in lieu thereof the words "one hundred seventy-one thousand dollars (\$171,000)"; line 11 by striking out the word "salaries" and inserting in lieu thereof the word "expenses"; page 43, line 8, by inserting after the word "hundred" the words "seventy-three"; line 9, by striking out the bracket and figures "(\$2,300,000)" and inserting in lieu thereof the brackets and figures "(\$2,373,000)"; page 44, line 8, by inserting after the word "law" the following: "for payment of tuition costs for children in institutions who are legal residents of Pennsylvania but whose district of residence cannot be ascertained" page 47, line 1 by striking out after the word "million" the word "three" and inserting in lieu thereof the word "five"; line 2, by striking out the brackets and figures "(\$2,380,000)" and inserting in lieu thereof the brackets and figures "(\$2,580,000)"; page 49, line 17, by striking out after the word "hundred" the word "fifty-eight" and inserting in lieu thereof the word "eighty-three"; line 18, by striking out after the word "dollars" the brackets and figures "(\$158,000)" and inserting in lieu thereof the brackets and figures "(\$183,000)"; page 50, by inserting after line 5 the following: "for the payment of the cost and expenses incident to the word of setting up the municipal employees retirement system the sum of thirty thousand dollars (\$30,000) page 64, line 1, by striking out after the second word "of" the words and figures "four hundred ten thousand dollars (410,000)" and inserting in lieu thereof the words and figures: "three hundred ninety thousand five hundred dollars (\$390,500)"; page 66, by inserting after line 5 the following: "for the payment of the expenses of Senators and extra compensation and expenses of chairmen of committees as provided by law the sum of one hundred twenty thousand dollars (\$120,000)."

Amend page 76, by inserting after line 16 the following:

For the payment of expenses of members of the House of Representatives and extra compensation and expenses of chairmen of committees as provided by law the sum of five hundred thousand dollars (\$500,000)

Amend page 91, line 8, by striking out after the word "of" the words "two hundred seventy-four thousand dollars (\$274,000)" and inserting in lieu thereof the words "three hundred twenty-three thousand dollars (\$323,000)"; page 94, line 7, by striking out after the word "of" the words and figures "two hundred fifty-three thousand dollars (\$253,000)" and inserting in lieu thereof the words and figures "two hundred ninety-five thousand dollars (\$295,000)"; page 95, line 10, by striking out after the word "million" the word "one" and inserting in lieu thereof the word "six"; same line by inserting after the word "hundred" the word "sixty-three"; line 11 by striking out after the word "dollars" the brackets and figures "(\$3,100,000)" and inserting in lieu thereof the brackets and figures "(\$3,663,000)"; page 96, line 1, by striking out after the word "of" the words "nineteen thousand four hundred dollars (\$19,400)" and inserting in lieu thereof the words

and figures "forty thousand dollars (\$40,000)"; line 6, by striking out after the word "of" the words "six hundred eighteen thousand dollars (\$618,000)" and inserting in lieu thereof the words "seven hundred twenty-five thousand dollars (\$725,000)"; line 12, by striking out the words "twenty-one thousand dollars (\$221,000)" and inserting in lieu thereof the words "sixty-five thousand dollars (\$265,000)"; line 16, by striking out after the word "hundred" the word "twenty-one" and inserting in lieu thereof the word "forty-five"; line 17, by striking out after the word "dollars" the brackets and figures "(\$121,000)" and inserting in lieu thereof the brackets and figures "(\$145,000)"; page 97, line 1, by inserting after the word "twenty" the word "four"; line 2, by striking out the brackets and figures "(\$20,000)" and inserting in lieu thereof the brackets and figures "(\$24,000)"; line 1, by striking out the words and figures "fifty thousand dollars (\$50,000)" and inserting in lieu thereof the words and figures "sixty thousand dollars (\$60,000)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. WOOD. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Frost,	McCormack,	Sarrafi,
Andrews,	Gallagher	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon,
Barrett,	Gibson	McDonald,	Schuster
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen,	Serrill,
Bender,	Gorman,	Mihm,	Shoemaker
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood	Miller,	Smith, C. C.,
Boles,	Greer,	Mills,	Smith, C. M.,
Bonawitz,	Griffiths,	Mintess,	Snider
Boorse,	Guthrie,	Mohr,	Sollenberger
Bower,	Gyger,	Mooney,	Sorg,
Breisch,	Hall	Moore, C. E.,	Sproul,
Brice,	Haller,	Moore, H. A.,	Stank,
Brown,	Haudenschild,	Morrison,	Stimmel,
Brunner,	Helm,	Murray,	Stockham
Bucchin,	Henry,	Myers,	Stonier
Cadwalader	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope
Cassidy,	Hoffman,	Needham,	Tahl,
Chervenak	Hoopes,	Neff,	Thomassy,
Chudoff,	Horan,	Nelson,	Thompson
Clevenger,	Imbt,	O'Connor,	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins
Cole,	Johnson,	O'Donnell,	Toomey
Cook,	Johnston,	O'Neill,	Turner
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Fatten,	Vaughan
Costa,	Kean,	Petrosky,	Verona
Crowley,	Kelley,	Pichney,	Wachhaus
Dague,	Kemp,	Pickens,	Wagner
Dalrymple	Kent,	Polaski	Waldron,
Davison,	Kirley,	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse,
Dennison	Kratz,	Ragot,	Watkins,
Depuy,	Krise,	Readinger	Watson,
Dix,	Kurtz,	Reagan,	Weidner,
Dye,	Laughner	Reese D. P.,	Weiss,
Efenberg,	Layer,	Reese R. E.,	Wescott,
Elder,	Lee	Reilly J. M.,	West,
Erb,	Lelsey	Reilly W. J.,	Wheeler,
Evans,	Livingston,	Richter	
Ewing,	Livingstone,	Riley	
Feola,	Loftus	Robbins,	
Fish,	Lovett	Robertson,	
Fiss,	Lyons,	Root,	
Flack,	Madden,	Rose,	
Fleming	Madigan	Rowen,	
Foot	Mazza,	Royer,	

NAYS—0

NOT VOTING—1

Frout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1347.

An Act relating to the annual salaries of certain county officers of counties of the third class

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 2, line 7, by striking out after the word "controller" the words "five thousand five hundred dollars (\$5500)" and inserting in lieu thereof the words "six thousand six hundred dollars (\$6600)".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. COOK. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Frost,	McCormack,	Sarrafi,
Andrews,	Gallagher,	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon,
Barrett,	Gibson,	McDonald,	Schuster,
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen,	Serrill,
Bender,	Gorman,	Mihm,	Shoemaker,
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood	Miller,	Smith, C. C.,
Boles,	Greer,	Mills,	Smith, C. M.,
Bonawitz,	Griffiths,	Mintess,	Snider
Boorse,	Guthrie,	Mohr,	Sollenberger
Bower,	Gyger,	Mooney,	Sorg,
Breisch,	Hall	Moore, C. E.,	Sproul,
Brice,	Haller,	Moore, H. A.,	Stank,
Brown,	Haudenschild,	Morrison,	Stimmel,
Brunner,	Helm,	Murray,	Stockham,
Bucchin,	Henry,	Myers,	Stonier,
Cadwalader	Hewitt,	Najaka,	Stuart,
Capano,	Hocker,	Naumann,	Swope
Cassidy,	Hoffman,	Needham,	Tahl,
Chervenak	Hoopes,	Neff,	Thomassy
Chudoff,	Horan,	Nelson,	Thompson
Clevenger,	Imbt,	O'Connor,	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins
Cole,	Johnson,	O'Donnell,	Toomey
Cook,	Johnston,	O'Neill,	Turner
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan
Costa,	Kean,	Petrosky,	Verona
Crowley,	Kelley,	Pichney,	Wachhaus
Dague,	Kemp,	Pickens,	Wagner
Dalrymple	Kent,	Polaski	Waldron,
Davison,	Kirley,	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse,
Dennison	Kratz,	Ragot,	Watkins,
Depuy,	Krise,	Readinger	Watson,
Dix,	Kurtz,	Reagan,	Weidner,
Dye,	Laughner	Reese D. P.,	Weiss,
Efenberg,	Layer,	Reese R. E.,	Wescott,
Elder,	Lee	Reilly J. M.,	West,
Erb,	Lelsey	Reilly W. J.,	Wheeler,

Speaker

Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Worley,
Fish,	Lovett	Robertson	Yeakel.
Fiss,	Lyons,	Root,	Yester,
Flack,	Madden,	Rose,	Yetzer,
Fleming,	Madigan,	Rowen,	Young,
Foot,	Mazza,	Royer,	Lichtenwalter.
			Speaker

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1348

An Act relating to the annual salaries of certain county officers of counties of the fourth class

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments
The Clerk read the amendments as follows:

Amend section 1, page 2, line 17, by striking out the words "four thousand four hundred dollars (\$4400)" and inserting in lieu thereof the words "five thousand five hundred dollars (\$5500)"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. COOK. Mr. Speaker, I request that the ouse concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost.	McCormack.	Sarraf.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson	McDonald	Schuster
Baumunk.	Goff,	McKinney.	Scott,
Beech,	Goodling.	McMillen.	Serrill.
Bender,	Gorman,	Mihm.	Shoemaker.
Bentzel.	Graybill,	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith. C C.
Boles.	Greer.	Mills.	Smith. C M.
Bonawitz.	Griffiths.	Mintess.	Snider
Boorse.	Guthrie.	Mohr.	Sollenberger
Bower.	Gyger.	Mooney	Sorg.
Brelsich.	Hall.	Moore C E.	Sproul
Brice.	Haller.	Moore. H A.	Stank.
Brown.	Haudenschild	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham
Bucchin.	Henry,	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins
Cole.	Johnson.	O'Donnell.	Toomey.
Cook.	Johnston	O'Neill.	Turner.
Cooper.	Jones,	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean,	Petrosky.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague,	Kemp.	Pickens.	Wagner,

Dalrymple.	Kent.	Polaski.	Waldron.
Davison,	Kirley	Powers.	Wallin.
Demech.	Kline.	Price.	Walton.
Dennison	Kohl,	Proper.	Waterhouse
De Long.	Kratz,	Ragot.	Watkins.
Depuy	Krise	Readinger	Watson.
Dix	Kurtz.	Reagan.	Weidner
Dye,	Laughner	Reese. D P.	Weiss
Efenberg.	Layer.	Reese R E.	Wescott
Elder.	Lee.	Reilly. J M.	West
Erb.	Lelsey.	Reilly. W J.	Wheeler.
Evans,	Livingston.	Richter.	Wolf.
Ewing.	Livingstone	Riley	Wood.
Feola.	Loftus	Robbins.	Worley
Fish.	Lovett	Robertson	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan	Rowen	Young.
Foot.	Mazza.	Royer.	Lichtenwalter.
			Speaker

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1349

An Act relating to the annual salaries of certain county officers of counties of the fifth class

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.
The Clerk read the amendments as follows:

Amend section 1, page 2, lines 1 and 2 by striking out after the word "exists" the words "three thousand eight hundred fifty dollars (\$3850) and inserting in lieu thereof the words "four thousand four hundred dollars (\$4400)"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. COOK. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Frost.	McCormack.	Sarraf.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster.
Baumunk.	Goff,	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman,	Mihm.	Shoemaker.
Bentzel.	Graybill,	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith. C C.
Boles.	Greer.	Mills.	Smith. C M.
Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger.
Bower.	Gyger.	Mooney.	Sorg.
Brelsich.	Hall.	Moore. C E.	Sproul.
Brice.	Haller.	Moore. H A.	Stank.
Brown.	Haudenschild	Morrison.	Stimmiel.
Brunner.	Helm.	Murray.	Stockham.
Bucchin.	Henry,	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman,	Needham.	Tahl.

Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins.
Cole.	Johnson.	O'Donnell.	Toomey.
Cook.	Johnston.	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dalrymple.	Kent.	Polaski.	Waldron.
Davison.	Kirley.	Powers.	Wallin.
De Long.	Kline.	Price.	Walton.
Demech.	Kohl.	Propert.	Waterhouse.
Dennison.	Lratz.	Pagot.	Watkins.
Depuy.	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weidner.
Dye.	Laughner.	Reese D P.	Welss.
Efenberg.	Layer.	Reese R E.	Wescott.
Elder.	Lee.	Reilly J M.	West.
Erb.	Lelsey.	Reilly W J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Worley.
Fish.	Lovett.	Robertson.	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan.	Rowen.	Young.
Foot.	Mazza.	Royer.	Lichtenwalter.

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1350

An Act relating to the annual salaries and compensation of certain county officers of counties of the sixth class

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by inserting after the word "salaries" the words "and compensation".

Amend section 1, page 2, line 2, by striking out after the word "controller" the words "two thousand seven hundred fifty dollars (4275.00)" and inserting in lieu thereof the words "three thousand three hundred dollars (\$3300.00)"; page 2, by inserting after line 11 the following:

Where any of the officers above mentioned holds two of said offices he shall receive the highest salary fixed for either of the offices which he holds and the additional salary of five hundred fifty dollars (\$50) and where any of said officers shall hold three or more such offices he shall receive an additional salary of one thousand one hundred dollars (\$1,100)

Amend section 1, page 4, by inserting after line 5 the following:

The jury commissioners shall each receive seven dollars and fifty cents (\$7.50) for each day necessarily employed in the discharge of their duties the said compensation shall be paid from the county treasury in the same manner as the salary or compensation of other county officers and employees

On the question,

Will the House concur in the amendments made by the Senate?

Mr. COOK. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost.	McCormack	Sarraf.
Andrews.	Gallagher	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson	McDonald.	Schuster
Baumunk.	Goff.	McKinney	Scott.
Beech.	Goodling.	McMillen	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker
Bentzel.	Graybill.	Mikula	Simons
Bloom.	Greenwood.	Miller.	Smith C C
Boles.	Greer	Mills	Smith C M.
Bonawitz.	Griffiths.	Minness.	Snider
Boorse.	Guthrie.	Mohr	Sollenberger
Bower.	Gyger	Mooney.	Sorg
Brelschi.	Hall	Moore C E.	Sproul
Brice.	Haller.	Moore H. A.	Stank
Brown.	Haudenschild	Morrison	Stimm el.
Brunner.	Helm.	Murray	Stockham
Bucchin.	Henry.	Myers.	Stonier
Cadwalader.	Hewitt	Najaka.	Stuart
Capano.	Hocker.	Naumann	Swope
Cassidy.	Hoffman	Needham.	Tahl
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins
Cole.	Johnson.	O'Donnell	Toomey
Cook.	Johnston.	O'Neill	Turner
Cooper.	Jones.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dalrymple.	Kent.	Polaski.	Waldron.
Davison.	Kirley.	Powers.	Wallin.
De Long.	Kline.	Price.	Walton.
Demech.	Kohl.	Propert.	Waterhouse
Dennison.	Kratz.	Ragot.	Watkins
Depuy.	Krise.	Readinger	Watson.
Dix.	Kurtz.	Reagan.	Weidner
Dye.	Laughner	Reese D P.	Welss.
Efenberg.	Layer.	Reese R E.	Wescott.
Elder.	Lee.	Reilly J M.	West.
Erb.	Lelsey.	Reilly W J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Worley.
Fish.	Lovett.	Robertson	Yeakel.
Fiss.	Lyons.	Ro.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan.	Rowen	Young.
Foot.	Mazza.	Royer.	Lichtenwalter

Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1351

An Act relating to the annual salaries and compensation of certain county officers of counties of the eighth class

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.
The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by inserting after the word "salaries" the words "and compensation".

Amend section 1, page 2, by inserting after line 5 the following:

The jury commissioner shall each receive seven dollars and fifty cents (\$7.50) for each day necessarily employed in the discharge of their duties. The said compensation shall be paid from the county treasury in the same manner as the salary or compensation of other county officers and employes.

On the question,

Will the House concur in the amendments made by the Senate?

Mr. COOK. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Frost	McCormack	Sarraf
Andrews	Gallagher	McCosker	Sax
Bane	Getchey	McCullough	Scanlon
Barrett	Gibson	McDonald	Schuster
Baumunk	Goff	McKinney	Scott
Beech	Goodling	McMillen	Serrill
Bender	Gorman	Mihm	Shoemaker
Bentzel	Graybill	Mikula	Simons
Bloom	Greenwood	Miller	Smith, C. O.
Boles	Greer	Mills	Smith, C. M.
Bonawitz	Griffiths	Mintess	Snider
Boorse	Guthrie	Mohr	Sollenberger
Bower	Gyger	Mooney	Sorg
Breisch	Hall	Moore, C. E.	Sproul
Brice	Haller	Moore, H. A.	Stank
Brown	Haudenschild	Morrison	Stimmel
Brunner	Helm	Murray	Stockham
Bucchin	Henry	Myers	Stonier
Cadwalader	Hewitt	Najaka	Stuart
Capano	Hocker	Naumann	Swope
Cassidy	Hoffman	Needham	Tahl
Chervenak	Hoopes	Neff	Thomassy
Chudoff	Horan	Nelson	Thompson
Clevenger	Imbt	O'Connor	Tittle
Cochran	Jennings	O'Dare	Tompkins
Cole	Johnson	O'Donnell	Toomey
Cook	Johnston	O'Neill	Turner
Cooper	Jones	Orban	Upshur
Cordier	Jump	Patten	Vaughan
Costa	Kean	Petrosky	Verona
Crowley	Kelley	Pichney	Wachhaus
Dague	Kemp	Pickens	Wagner
Dalrymple	Kent	Polaski	Waldron
Davison	Kirley	Powers	Wallin
De Long	Kline	Price	Walton
Demech	Kohl	Propert	Waterhouse
Dennison	Kratz	Ragot	Watkins
Depuy	Krise	Readinger	Watson
Dix	Kurtz	Reagan	Weidner
Dye	Laughner	Reese, D. P.	Weiss
Efenberg	Layer	Reese, R. E.	Wescott
Elder	Lee	Reilly, J. M.	West
Erb	Leisey	Reilly, W. J.	Wheeler
Evans	Livingston	Richter	Wolf
Ewing	Livingstone	Riley	Wood
Feola	Loftus	Robbins	Worley
Fish	Lovett	Robertson	Yeakel
Fiss	Lyons	Root	Yester
Flack	Madden	Rose	Yetzer
Fleming	Madigan	Rowen	Young
Foor	Mazza	Royer	Lichtenwalter

Speaker

NAYS—0

NOT VOTING—1

Trout

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1352.

An Act relating to the annual salaries and compensation of certain county officers of counties of the seventh class.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.
The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by inserting after the word "salaries" the words "and compensation."

Amend section 1, page 2, by inserting after line 6 the following:

The jury commissioners shall each receive seven dollars and fifty cents (\$7.50) for each day necessarily employed in the discharge of their duties. The said compensation shall be paid from the county treasury in the same manner as the salary or compensation of other county officers and employes.

On the question,

Will the House concur in the amendments made by the Senate?

Mr. COOK. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Andrews	Frost	McCormack	Sarraf
Aaronson	Gallagher	McCosker	Sax
Bane	Getchey	McCullough	Scanlon
Barrett	Gibson	McDonald	Schuster
Baumunk	Goff	McKinney	Scott
Beech	Goodling	McMillen	Serrill
Bender	Gorman	Mihm	Shoemaker
Bentzel	Graybill	Mikula	Simons
Bloom	Greenwood	Miller	Smith, C. O.
Boles	Greer	Mills	Smith, C. M.
Bonawitz	Griffiths	Mintess	Snider
Boorse	Guthrie	Mohr	Sollenberger
Bower	Gyger	Mooney	Sorg
Breisch	Hall	Moore, C. E.	Sproul
Brice	Haller	Moore, H. A.	Stank
Brown	Haudenschild	Morrison	Stimmel
Brunner	Helm	Murray	Stockham
Bucchin	Henry	Myers	Stonier
Cadwalader	Hewitt	Najaka	Stuart
Capano	Hocker	Naumann	Swope
Cassidy	Hoffman	Needham	Tahl
Chervenak	Hoopes	Neff	Thomassy
Chudoff	Horan	Nelson	Thompson
Clevenger	Imbt	O'Connor	Tittle
Cochran	Jennings	O'Dare	Tompkins
Cole	Johnson	O'Donnell	Turner
Cook	Johnston	O'Neill	Toomey
Cooper	Jones	Orban	Upshur
Cordier	Jump	Patten	Vaughan
Costa	Kean	Petrosky	Verona
Crowley	Kelley	Pichney	Wachhaus
Dague	Kemp	Pickens	Wagner
Dalrymple	Kent	Polaski	Waldron
Davison	Kirley	Powers	Wallin
De Long	Kline	Price	Walton
Demech	Kohl	Propert	Waterhouse
Dennison	Kratz	Ragot	Watkins
Depuy	Krise	Readinger	Watson
Dix	Kurtz	Reagan	Weidner
Dye	Laughner	Reese, D. P.	Weiss
Efenberg	Layer	Reese, R. E.	Wescott
Elder	Lee	Reilly, J. M.	West

Erb,	Leisey,	Reilly, W J	Wheeler.
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbins,	Worley,
Fish,	Lovett,	Robertson.	Yeakel.
Fiss,	Lyons,	Root,	Yester,
Flack,	Madden,	Rose,	Yetzer.
Fleming,	Madigan,	Rowen,	Young.
Foor,	Mazza,	Royer,	Lichtenwalter,
			Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1353

An Act providing for the regulation of mining anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters providing for appeals and imposing penalties and making appropriations

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 14, page 13, line 3 by striking out after the part-word "ings" the words "in the anthracite region."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Frost.	McCormack.	Sarrafi.
Andrews.	Gallagher.	McCosker,	Sax,
Bane,	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald,	Schuster
Baumunk.	Goff,	McKinney.	Scott,
Beech,	Goodling.	McMillen.	Serrill
Bender,	Gorman,	Mihm,	Shoemaker
Bentzel.	Graybill,	Mikula,	Simons.
Bloom,	Greenwood.	Miller,	Smith. C. C.,
Boies,	Greer,	Mills,	Smith. C M
Bonawitz.	Griffiths,	Mintess,	Snider
Boorse,	Guthrie.	Mohr,	Sollenberger
Bower,	Gyger.	Mooney.	Sorg.
Breisch.	Hall.	Moore. C E.,	Sproul.
Brice,	Haller,	Moore. H. A.,	Stank,
Brown.	Haudenschild.	Morrison.	Stimmel,
Brunner.	Helm.	Murray	Stockham
Bucchin,	Henry,	Myers,	Stonier.
Cadwalader.	Hewitt,	Najaka,	Stuart.
Capano,	Hocker,	Naumann,	Swope.
Cassidy,	Hoffman,	Needham,	Tahl.
Chervenak.	Hoopes.	Neff,	Thomassy,

Chudoff.	Horan,	Nelson,	Thompson
Clevenger.	Imbt,	O'Connor.	Tittle.
Cochran.	Jennings,	O'Dare,	Tompkins.
Cole,	Johnson,	O'Donnell.	Toomey.
Cook.	Johnston.	O'Neill.	Turtler
Cooper.	Jones,	Orban.	Upshur.
Cordier.	Jump,	Patten,	Vaughan,
Costa,	Kean,	Petrosky.	Verona.
Crowley.	Kelley.	Pickens.	Wachhaus
Dague,	Kemp.	Pichney,	Wagner.
Dairymple	Kent,	Polaski	Waldron.
Davison,	Kirley.	Powers.	Wallin.
De Long.	Kline.	Price,	Walton.
Demech,	Kohl,	Propert.	Waterhouse.
Dennison.	Kratz.	Ragot.	Watkins.
Deputy	Krise	Readinger	Watson.
Dix,	Kurtz,	Reagan.	Weidner.
Dye,	Laughner.	Reese D P.,	Weiss
Efenberg.	Layer.	Reese. R E.,	Wescott.
Elder.	Lee.	Relly. J. M.,	West.
Erh.	Leisey,	Relly. W J.,	Wheeler
Evans.	Livingston.	Richter	Wolf.
Ewing.	Livingstone	Riley.	Wood.
Feola.	Loftus.	Robbins,	Worley
Fish,	Lovett	Robertson	Yeakel.
Fiss,	Lyons.	Root.	Yester
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan	Rowen.	Young,
Foor	Mazza,	Royer,	Lichtenwalter.
			Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

CONFERENCE COMMITTEE ON SENATE BILL No. 760
DISCHARGED

The Clerk of the Senate being introduced, informed that the Conference Committee on Senate Bill 760 was discharged.

In the Senate, June 16, 1947.

An Act to further amend section two hundred five subsection (2) of, section two hundred six and sections five hundred one five hundred two five hundred seven eight hundred two and eight hundred seven and to amend subsections (b) and (d) of section three Article II sections three hundred one four hundred one six hundred three six hundred four six hundred six six hundred seven seven hundred one seven hundred four eight hundred four eight hundred six and nine hundred four of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employees of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" by further regulating and improving the civil service of certain departments and agencies of the Commonwealth and repealing an existing law

Mr. ROYER. Mr. Speaker, I move that the Committee of Conference on Senate Bill No. 760 be discharged from further consideration of the bill.

The motion was agreed to.

Mr. ROYER. Mr. Speaker, I move that the House insist upon its amendments nonconcurred in by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

CONFERENCE COMMITTEE ON SENATE BILL No. 720 DISCHARGED

The Clerk of the Senate being introduced, informed that the Conference Committee on Senate Bill 720 was discharged.

In the Senate, June 16, 1947.

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by changing the effective date thereof

Mr. KRISE. Mr. Speaker, I move that the Committee of Conference on Senate Bill No. 720 be discharged from further consideration of the bill.

The motion was agreed to.

Mr. KRISE. Mr. Speaker, I move that the House insist upon its amendments nonconcurrent in by the Senate.

The motion was agreed to.

Ordered, That the Clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 9.

An Act to amend section one of the act approved the twenty-seventh day of March one thousand nine hundred twenty-nine (P. L. 84) entitled "An act to fix the fees to be charged by coroners in counties of the second class" increasing fees to be charged

SENATE BILL No. 10.

An Act making an appropriation to the Department of Labor and Industry for the payment of additional workmen's compensation in cases of second injuries

SENATE BILL No. 146.

An Act to further amend subsection (b) and to amend subsection (d) of section four hundred twelve of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" making further provision for the compensation of judges inspectors clerks and machine inspectors at primaries and elections

SENATE BILL No. 155.

An Act to amend section one of the act approved the twelfth day of June one thousand nine hundred twenty-

three (P. L. 692 No 268) entitled "An act fixing the salary of county commissioners in counties of the first class" increasing such salary

SENATE BILL No. 156.

An Act making a deficiency appropriation to the Pennsylvania School for the Deaf at Mount Airy Philadelphia Pennsylvania to cover the deficiency accumulated up to May 31 1945

SENATE BILL No. 169.

An Act authorizing the arbitration of inheritance taxes where there are conflicting claims as to the domicile of the decedent and making uniform the law relating thereto

SENATE BILL No. 170.

An Act authorizing the compromise of inheritance taxes when there are conflicting claims as to the domicile of the decedent and making uniform the law relating thereto

SENATE BILL No. 193.

An Act relating to judgments; providing for the lien thereof, and the duration and revival of such liens; prescribing the circumstances under which executions to enforce payment of judgments may be levied on real property; and imposing duties on prothonotaries, sheriffs, and other court and county officers

SENATE BILL No. 268.

An Act to amend section three of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1222) entitled "An act providing for the complete medical and dental examination of all children of school age and teachers and other school employes in the public and private elementary and secondary schools of the Commonwealth and imposing certain duties upon the Department of Health and the Department of Public Instruction and making an appropriation" providing that nurses and physicians performing the services required of them in certain schools situated in school districts of the first class shall remain employes of such municipal corporations by whom they are employed

SENATE BILL No. 313.

An Act to reenact amend and revise the act approved the first day of May one thousand nine hundred and thirty-three (P. L. 103), as amended entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto."

SENATE BILL No. 358.

An Act providing for and regulating the authority of school districts to purchase supplies and to perform or contract for construction reconstruction repairs and work of any nature

SENATE BILL No. 363.

An Act to amend further the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "A nact relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth and collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth

auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as amended by changing the method of accounting for advances out of appropriations at the end of a biennium

SENATE BILL No. 446.

An Act to further amend section one of the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities co-extensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" providing that corporations limited partnerships and joint stock associations holding certain taxable securities as mere custodian for the real owner shall not be taxed therefor

SENATE BILL No. 458.

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by providing for an extended high school course

SENATE BILL No. 471.

An Act requiring operators political subdivisions and the Commonwealth to seal abandoned coal mines so as to protect streams from acid mine drainage conferring powers and imposing duties on the Department of Mines prescribing penalties and making an appropriation

SENATE BILL No. 551.

An Act guaranteeing any person accused of the commission of crime the protection of the law providing the procedure therefor and prescribing penalties

SENATE BILL No. 571.

An Act to further amend section four hundred twenty-seven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative

officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" increasing the salaries of members of the State Athletic Commission

SENATE BILL No. 600.

An Act to amend section three hundred six point one of the act approved the second day of June one thousand nine hundred fifteen (P. L. 736) entitled "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder" by further regulating the payment in second injury cases.

SENATE BILL No. 602.

A Further Supplement to the act approved the first day of April one thousand eight hundred sixty-three (P. L. 213) entitled "An act to accept the grant of Public Lands by the United States to the several states for the endowment of Agricultural Colleges" making an appropriation for carrying the same into effect.

SENATE BILL No. 607.

An Act providing for and extending the time during which taxes on seated and unseated lands for the tax year one thousand nine hundred forty-four and previous years shall be liens and during which the county treasurer shall have the right to sell the lands on which such taxes are liens for the payment of such taxes revising such liens and restoring the treasurer's right to sell such lands in certain cases and saving the rights of intervening purchasers mortgagees lien holders and other encumbrance holders.

SENATE BILL No. 608.

An Act to further amend section four hundred nine of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" increasing the salary of the chairman of the Pennsylvania State Board of Censors.

SENATE BILL No. 609.

An Act to further amend the act approved the ninth day of June one thousand nine hundred eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about bituminous coal mines of Pennsylvania and for the protection and preservation of property connected therewith" by further providing for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania.

SENATE BILL No. 665.

A Supplement to the act approved the seventh day of August one thousand nine hundred forty-one (P. L. 887) entitled "An act authorizing the Department of Property and Supplies with the approval of the Governor and the Department of Welfare to acquire certain land adjacent to and for the use of the Scranton State Hospital providing for the improvement and use thereof authorizing the City of Scranton to pay the costs of such improvements in whole or in part and making an appropriation" making an appropriation to the Department of Property and Supplies for the payment of the costs of acquiring certain property and the improvement and beautification thereof.

SENATE BILL No. 670.

An Act to further amend section one thousand four hundred two of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" defining the residence of certain children living upon State owned property and providing for certain Commonwealth reimbursements.

SENATE BILL No. 673.

An Act to amend the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 809) entitled "An act removing certain roads or sections of road from the State highway system and providing for their future maintenance and construction" by removing additional roads from the State highway system.

SENATE BILL No. 676.

An Act to further amend section six hundred twenty-four of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 789) entitled as amended "An act relating to insurance establishing an insurance department and amending revising and consolidating the law relating to the licensing qualification regulation examination suspension and dissolution of insurance companies Lloyds associations reciprocal and inter-insurance exchanges and certain societies and orders the examination and regulation of fire insurance rating bureaus and the licensing and regulation of insurance agents and brokers the service of legal process upon foreign insurance companies associations or exchanges providing penalties and repealing existing laws" providing for qualification and licensing of excess insurance brokers in all kinds of insurance other than life.

SENATE BILL No. 684.

An Act to further amend section one thousand two hundred fourteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" making further provision for the employment of supervising principals.

SENATE BILL No. 715.

An Act making an appropriation to the Pennsylvania State College of Optometry Philadelphia Pennsylvania.

SENATE BILL No. 725.

An Act to reenact amend and revise section forty-one clause (a) paragraph one of the act approved the seventh day of June one thousand nine hundred seventeen (P. L. 447) entitled "An act relating to decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of non-resident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by further modifying the terms qualifications and other conditions under which the investment of trust funds may be made by fiduciaries and by further providing for additional investments for trust funds by fiduciaries.

SENATE BILL No. 734.

An Act to amend section nine of the act approved the first day of June one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops grown growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties" changing fees of prothonotaries.

SENATE BILL No. 758.

An Act to further amend section four hundred fifty-two of the act, approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative department, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-

Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined," as amended, by further changing the provision relating to the maximum compensation of the State Civil Service Commission.

SENATE BILL No. 770.

An Act providing for equalization of assessed valuations of real property throughout the Commonwealth for use in determining the amount and allocation of Commonwealth subsidies to school districts creating a State Tax Equalization Board and prescribing its powers and duties imposing duties on certain local officers agents boards commissions and departments and making an appropriation.

SENATE BILL No. 774.

An Act to amend the Act approved the fifth day of December 1933 (P. L. 38- 1933-34) entitled "An act imposing State taxes payable by those herein defined as manufacturers and importers on the privilege of manufacturing selling or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors providing for the collection of the taxes and the manner of making payment thereof conferring powers and imposing duties on certain State officers and departments and upon manufacturers importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors authorizing refunds or exemptions in certain cases and making an appropriation therefor and providing penalties" by further regulating the procedure for filing petitions for redetermination petitions for review and appeals to Court.

SENATE BILL No. 779.

An Act to amend section one of the act approved the fifteenth day of March one thousand nine hundred eleven (P. L. 20) entitled "An act regulating in criminal trials the cross-examination of a defendant when testifying in his own behalf" by further providing what evidence is or is not admissible.

SENATE BILL No. 783.

An Act to further amend the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns of reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency there-

of every State depository and every debtor or creditor of the Commonwealth" providing for resettlement review and appeal in certain cases of domestic bonus disputes.

SENATE BILL No. 798.

An Act to further amend section two thousand nine of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for refund of registration deposits paid by prospective students from advancement fund of the respective State Teachers' colleges.

SENATE BILL No. 823.

An Act to amend clause one of the section three of the act approved the sixteenth day of May one thousand nine hundred twenty-nine (P. L. 1784) entitled "An act concerning newspapers creating uniformity in the publication of legal notices and advertisements defining the newspapers in which official and legal advertising shall be published prescribing methods for computing the charges therefor and providing that the expenses for publishing legal advertising or notices shall be taxable and collectible as court costs are now taxed and collected in all matters and proceedings" by providing that involuntary suspension of publication shall not disqualify a newspaper to publish legal and official advertising.

SENATE BILL No. 828.

An Act to authorize and empower the Pennsylvania Turnpike Commission to combine the Turnpike the Eastern Extension and the Western Extension or any two thereof for financing purposes under the provisions of this Act authorizing the issuance of Turnpike revenue bonds of the Commonwealth payable solely from tolls to pay the cost of the Eastern Extension and the Western Extension paying the cost of the Eastern Extension or the cost of the Western Extension or the cost of both and refunding any Turnpike revenue bonds or Turnpike refunding bonds which have heretofore been issued by the Commission under the provisions of any Act heretofore approved or under the provisions of this Act and which shall then be outstanding including the payment of any redemption premiums thereof refunding any revenue bonds or revenue refunding bonds heretofore issued under the provisions of this Act including the payment of and redemption premiums thereon authorizing the Commission to fix tolls from time to time for use of the projects so combined providing for the use of a facsimile of the signature of the Governor and of the Chairman of the Commission in lieu of their manual signatures and a facsimile of the official seal of the Commission upon any bonds issued under the provisions of this Act or any other Act authorizing the issuance of bonds for the payment of the construction of any Turnpike and giving certain definitions.

SENATE BILL No. 829.

An Act making an appropriation to the Land-Grant College of Pennsylvania for the purpose of matching certain moneys appropriated by the Congress of the United States.

SENATE BILL No. 833.

An Act to further amend section one of the act approved the seventeenth day of April one thousand eight hundred ninety-three (P. L. 21) entitled as amended "An act to facilitate the labors of the judges of the court of common pleas and orphans' court of the county in which

the seat of government is or may be located in the disposition of the business of the Commonwealth by providing suitable clerical assistance" further providing for the appointment and salaries of stenographers and clerks

SENATE BILL No. 841.

An Act to repeal so much of the act approved the twenty-second day of April one thousand eight hundred fifty (P. L. 538) entitled "An act to secure the cities of Pittsburgh and Allegheny and the neighborhood thereof from damage by gun-powder to incorporate an association for the establishment of a house of refuge for Western Pennsylvania and relative to the Pennsylvania State Lunatic Hospital" and its supplements as authorize aldermen justices of the peace and mayors to commit minors to The House of Refuge of Western Pennsylvania now known as the Pennsylvania Training School at Morganza.

SENATE BILL No. 864.

An Act to repeal the act approved the eleventh day of April one thousand eight hundred sixty-eight (P. L. 864) entitled "An act relative to the election of commissioners' clerk in the County of Northampton"

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 817.

An Act defining and regulating certain installment sales of motor vehicles prescribing the conditions under which such sales may be made and regulating the financing thereof regulating and licensing persons engaged in the business of making or financing such sales prescribing the form contents and effect of instruments used in connection with such sales and the financing thereof prescribing certain rights and obligations of buyers sellers persons financing such sales and others limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies extensions and loans regulating insurance in connection with such sales regulating repossessions redemptions resales and deficiency judgments and the rights of parties with respect thereto authorizing extensions loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties and repealing certain acts

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend section 1, page 2, line 9, by inserting after "among" the word "some".

Amend section 1, page 3 line 1, by inserting after the word "among" the word "some", same line, by inserting after the word "and" the word "some".

Amend section 3, page 12, line 3, by striking out after the word "mean" the words "the Pennsylvania Consumer Credit" and inserting in lieu thereof the words "the Department of Banking of the Commonwealth of Pennsylvania"; line 5, 6, 7 and 8, by striking out the following:

Commission established under the provisions of The Administrative Code of 1929 and any person or persons

appointed and delegated by such Commission to act on behalf of such Commission in the administration and enforcement of this act

Amend section 17, page 36, line 4, by striking out after the word "seller", the remainder of the line, all of lines 5, 6, and 7 and on line 8 the words "or subsequent holder".

Amend section 20, page 44, line 11, by striking out after the word "provided" the word "however" and inserting the following:

Further that the word loan herein shall not include nor this act prohibit a Rearrangement of payments under the instalment sale contract by a refinance transaction involving a restoration of certain instalment payments made under the contract but the refinance charge on such amount restored may be not more than six percentum per annum simple interest and provided further however that

Amend section 24, page 50, line 7, by inserting after the word "contact" the word "and"; line 9 by striking out the word "buyer" and inserting in lieu thereof the word "holder".

Amend Section 27, page 52, by striking out lines 12, 13, 14, and 15 as follows:

When a motor vehicle sold under an installment sale contract has been retaken and resold the buyers and his sureties or guarantors under such contract shall not be liable for any deficiency notwithstanding any provision in the contract to the contrary.

and inserting in lieu thereof the following:

If the proceeds of the resale are not sufficient to defray the expenses thereof and also the expenses of retaking keeping and storing the motor vehicle to which the seller or holder may be entitled and the balance due upon the purchase price the seller or holder may recover the deficiency from the buyer or from any one who has succeeded to the obligations of the buyer provided that where the contract price covering the instalment sale of a motor vehicle sold for any use other than a commercial or business use amounts to two thousand dollars or less (1) the buyer may have the reasonable value of the motor vehicle at the time of resale determined in any action or proceeding brought by the seller to recover the deficiency the resale price being prima facie but not conclusive evidence of such reasonable value and the said reasonable value as determined or the resale price whichever shall be higher shall be credited to the buyer on account of his indebtedness (2) if the buyer has paid an amount equal to eighty per centum or more of the purchase price at the time of his default in the payment of any sum due under the contract and if the buyer at the request of the seller and without legal proceedings surrenders the motor vehicle to the seller in ordinary condition and free from malicious damage the seller must within a period of five days from the date of receipt of the motor vehicle at his place of business elect either (a) to retain the motor vehicle and release the buyer from further obligation under the contract or (b) to return the motor vehicle to the buyer at the sellers expense and be limited to an action to recover the balance of the indebtedness if the buyer at or subsequent to the surrender agrees that the motor vehicle may be retained by the seller in satisfaction of the indebtedness the seller shall not be required to sell the motor vehicle if he elects to retain same in every action or proceeding for a deficiency the buyer may have the reasonableness of the expense of retaking keeping and storing the motor vehicle determined nothing contained in this section shall apply to a deficiency on a resale which was held prior to the effective date of this act

Amend section 29, page 56, line 14, by inserting after the word "therefor" the words "if requested or payment is made in cash"; page 57, line 3, by inserting after the word "shall" the words "if requested by the buyer."

Amend section 31, by inserting after page 59, line 18, the following: D No person or seller licensee shall contract for charge or receive directly or indirectly any charges credits brokerage commissions or expense what-

ever from any sales finance company or banking institution in connection with the financing of the sale of any motor vehicle under the provisions of this act provided however that a service charge or dealers reserve not to exceed two (2%) percent of the principal amount of any such instalment sales contract may be paid or credited by a sales finance company or banking institution to any such seller"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 817

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. SORG, BRUNNER and LOVETT.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 805.

An Act to amend section twenty-five of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employees and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employees requiring county officers and boards to furnish information to said commission concerning taxable resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" increasing the salaries of members of the commission

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend section 1, page 3, line 14, by striking out the words "seven thousand five hundred dollars (\$5500)" and inserting in lieu thereof the words "four thousand four hundred dollars (\$4400)."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. FLEMING. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate and that a Committee of Conference be appointed.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 805

The SPEAKER. The Chair appoints as a Committee of Conference on said bill, Messrs. FLEMING, BEECH and KIRLEY.

Ordered, That the Clerk inform the Senate accordingly.

AMENDED SENATE BILLS NONCONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 378.

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 378 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 378

The SPEAKER. The Chair appoints as a Committee of Conference on said bill, Messrs. HELM, McMILLEN and POLASKI.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 548.

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing boards of school directors to enter into contracts with the Federal Government or any of its agencies for the education of veterans in the public schools and providing that such persons should not be considered in determining district teaching units as the basis for Commonwealth subsidies and excluding teachers employed to teach such veterans from the tenure provisions thereof

Mr. BRUNNER. Mr. Speaker, I move that the House

insist upon its amendments non-concurred in by the Senate to Senate Bill No. 548 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 548

The SPEAKER. The Chair appoints as a Committee of Conference on said bill, Messrs. ROY L. RILEY, CHAS. C. SMITH and O'CONNOR.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 689.

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing further for the assessment collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities and imposing duties on certain county officers

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 689 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 689

The SPEAKER. The Chair appoints as a Committee of Conference on said bill, Messrs. FLEMING, HOLLER and BARRETT.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 848.

An Act increasing the salaries of all elected county officers of counties of the first class and of certain elected officers of cities coextensive therewith

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 848 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 848

The SPEAKER. The Chair appoints as a Committee of Conference on said bill, Messrs. CHAS. C. SMITH, COSTA and SCANLON.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 707.

An Act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties and making an appropriation

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 707 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 707

The SPEAKER. The Chair appoints as a Committee of Conference on said bill, Messrs. WALTON, STUART and WHEELER.

Ordered, That the Clerk inform the Senate accordingly.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a short recess. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired the House was called to order.

The Speaker (Franklin H. Lichtenwalter) in the Chair.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 545

Mr. McKINNEY. Mr. Speaker, I desire to call up the report of the Committee of Conference on Senate Bill No. 545, Printer's No. 613.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 545, entitled: An Act to further amend the act, approved the fourth day of April, one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption," further providing for the jurisdiction of adoption proceedings the contents of petitions necessary consents, hearings and decrees and validating certain adoptions,

Respectfully submit the following bill as our report:

ROWLAND B. MAHANY,
C. ARTHUR BLASS,
ISRAEL STIEFEL,

(Committee on the Part of the Senate.)

JOHN H. McKINNEY,
HENRIETTA C. McCOSKER,
ALBERT S. READINGER,

(Committee on the Part of the House of Representatives.)

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" further providing for the jurisdiction of adoption pro-

ceedings the contents of petitions necessary consents hearings and decrees and validating certain adoptions The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" as last amended by the act approved the fifth day of June one thousand nine hundred forty-one (P. L. 93) and the act approved the second day of July one thousand nine hundred forty-one (P. L. 229) is hereby further amended to read as follows

Section 1 Be it enacted &c [That it] Contents of Petition for Adoption It shall be lawful for any adult person desirous of adopting any person either a minor or an adult as his or her heir or as one of his or her heirs to present his or her petition to the orphans' court or to a law judge thereof of the county where he or she may be resident or [of] upon allowance by the orphans' court in the county in which the person to be adopted is a resident except that in counties of the first class where the petition shall be presented to a judge of the municipal court declaring such desire and that he or she will perform all the duties of a parent to such person Such petition shall also set forth the name color age date and place of birth and religious affiliation of the person proposed to be adopted the name residence [and] marital status color age occupation and religious affiliation of the adopting parent or parents the name color age and place of residence of each of the natural parents or of the surviving parent or of any other person whose consent to the proposed adoption is necessary as hereinafter provided and in those cases where abandonment is alleged a statement that said abandonment has continued for a period of at least six months In addition such petition shall embody or have attached thereto the consents in writing of the person or persons whose consent to the proposed adoption is necessary as hereinafter provided

Section 2 Section two of said act as last amended and section three of said act as amended by the act approved the second day of July one thousand nine hundred forty-one (P. L. 229) are hereby further amended to read as follows

Section 2 Consents Necessary to Adoption Consent to the adoption is necessary as follows

(a) Of the person proposed to be adopted if over twelve years of age of said person's husband or wife if any

(b) Of the adopting parent's husband or wife unless they jointly adopt such person

(c) Of the parents or surviving parent of the person proposed to be adopted if such person shall not have reached the age of eighteen years [except that in] If any such parent or surviving parent shall be a minor but shall have reached the age of eighteen years or over his consent shall be sufficient without the consent of his parent or guardian and such consent shall have the same force and validity as though he were an adult In the case of an illegitimate child the consent of the mother only [is] shall be necessary [unless the father has acknowledged such child but the] The consent of a parent who has been adjudged a [lunatic] persons of unsound mind of whose unsoundness of mind competent medical testimony presents a prognosis of incurability or habitual drunkard or who has abandoned the child [is] for a period of at least six months shall be unnecessary provided such fact is proven to the satisfaction of the court or judge hearing the petition in which case such court or judge shall so find as a fact

(d) If the person proposed to be adopted has no father or mother living or whose consent is necessary hereunder then of the legal guardian if any there be and of the person or persons having the legal custody of such child if any such person can be found but if such child has no father or mother living or whose consent is necessary hereunder and no legal guardian and no person can be found who has the legal custody of such child

and the same be proven to the satisfaction of the court or judge hearing the petition the said court or judge shall so find as a fact

(e) If the person proposed to be adopted has theretofore been adopted then of such adopting parents or surviving adopting parent subject to the same exception provided in clause (c) of this section in the case of natural parents

Section 3 Hearings Upon presentation of any such petition as aforesaid a time for hearing thereon shall be fixed not less than ten days from said presentation which said hearing may be before the said court or any law judge thereof at chambers and may be adjourned from time to time if the nature of the case should so require At said hearing the adopting parents or parent the person proposed to be adopted if in the opinion of the court such persons' presence is deemed necessary and all the persons whose consent is necessary hereunder must appear in person and be examined under oath by such court or judge but the personal appearance of the natural parents or other persons whose consent is necessary hereunder may be dispensed with in the discretion of the court or judge hearing the petition if such persons reside without the jurisdiction of the court or if for any other reason the said court or judge deem it unnecessary provided the duly executed consents of such persons in writing have been filed with the petition and the said court or judge may in his discretion require the personal appearance of the natural parents of the child at a different time and separate and apart from that of the other parties in interest The said court or judge shall also hear any other testimony as to the facts set forth in the petition or necessary to inform the court as to the desirability of the proposed adoption and may also make or cause to be made an investigation by some person or agency specifically designated by said court or judge to verify the statements of the petition and such other facts as will give the court full knowledge as to the desirability of the proposed adoption

Section 3 Section four of said act is hereby amended to read as follows

Section 4 Decrees of Court Records In no case shall any decree of adoption be made or entered unless the person proposed to be adopted shall have resided with the petitioner for a period of six months prior thereto or in lieu of such residence unless such person is related by blood or marriage to the petitioner If satisfied that the statements made in the petition are true and that the welfare of the person proposed to be adopted will be promoted by such adoption and that all the requirements of this act have been complied with the court or judge shall make a decree so finding [and reciting the facts at length] and directing that the person proposed to be adopted shall have all the rights of a child and heir of such adopting parent or parents and be subject to the duties of such child but otherwise shall make a decree refusing the adoption and dismissing the petition If desired by the parties the decree may also provide that the person adopted shall assume the name of the adopting parent or parents and any given first or middle names that may be chosen Such decree [shall be filed and spread at length upon the records of said court and shall be sufficient evidence of the adoption and shall be open to the public All] all other papers pertaining to the case and the testimony if written out shall be kept in the files of the said court as a permanent record thereof and [may in the discretion of said court or judge] shall be withheld from inspection [by a proper order in which case no person shall be allowed access thereto] except upon an order of court granted upon cause shown Upon the making of such decree the prothonotary or clerk of the orphans' court as the procedure established may require shall enter upon the docket an entry showing the court term and number and the date of the decree

Section 4 Any adoption heretofore granted or decreed by any court of record of this Commonwealth in which

either the person or persons adopting or the person or persons adopted was a nonresident or were nonresidents of this Commonwealth at the time such adoption was granted or decreed or any adoption which was granted prior to the expiration of the full ten days required by the act of assembly to intervene between the filing of the petition for the adoption and the hearing of such petition by the court or which was granted or decreed without the formal entry on the decree of the findings of facts at length or without the court or judge specifically finding that the statements made in the petition were true is hereby declared valid and lawful as though made in full observance of all the requirements of the act to which this is an amendment. Provided That the petition and decree for such adoption were otherwise in accordance with the act to which this is an amendment

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—201

Aaronson.	Gallagher.	McCormack.	Sax.
Andrews.	Getchey.	McCosker.	Scanlon.
Bane.	Gibson.	McCullough.	Schuster.
Barrett.	Goff.	McDonald.	Scott.
Baumunk.	Goodling.	McKinney.	Serritt.
Beech.	Gorman.	McMillen.	Shoemaker.
Bender.	Graybill.	Mihm.	Simons.
Bentzel.	Greenwood.	Mikula.	Smith, C. C.
Bloom.	Greer.	Miller.	Smith, C. M.
Boles.	Griffiths.	Mills.	Snider.
Bonawitz.	Guthrie.	Mintess.	Sollenberger.
Boorse.	Gyger.	Mohr.	Sorg.
Bower.	Hall.	Mooney.	Sproul.
Bräisch.	Haller.	Moore, C. E.	Stank.
Brice.	Haudenschild.	Moore, H. A.	Stimmel.
Brown.	Helm.	Morrison.	Stockham.
Brunner.	Henry.	Murray.	Stonier.
Bucchin.	Hewitt.	Myers.	Stuart.
Cadwalader.	Hocker.	Najaka.	Swope.
Capano.	Hoffman.	Naumann.	Tahl.
Cassidy.	Hoopes.	Needham.	Thomassy.
Chervenak.	Horan.	Neff.	Thompson.
Chudoff.	Imbt.	Nelson.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vughan.
Cordier.	Kean.	Petrsky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dairymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kra+	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese D. P.	Weiss.
Dye.	Layer.	Reese R. E.	Wescott.
Efenberg.	Lee.	Reilly, J. M.	West.
Elder.	Leisey.	Reilly, W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Worley.
Fish.	Lovett.	Robertson.	Yeakel.
Fiss.	Lvons.	Root.	Yester.
Flack.	Madden.	Rowen.	Yetzer.
Fleming.	Madigan.	Royer.	Young.
Foor.	Mazza.	Sarraf.	Lichtenwalter.
Frost.			Speaker

NAYS—3

Evans, O'Connor, Rose.

NOT VOTING—1

Trout.

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

PERMISSION GRANTED COMMITTEE TO MEET DURING SESSION

Mr. WATKINS asked and obtained permission for the Committee on State Government to meet during the session of the House.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 152

Mr. C. E. MOORE. Mr. Speaker, I desire to call up the report of the Committee of Conference on Senate Bill No. 152, Printer's No. 575.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 152, entitled: "An act to reenact clauses six, seven, twenty and twenty-three of section two of the act approved the twenty-eighth day of May, one thousand nine hundred thirty-seven, (P. L. 1053), entitled 'An act relating to the regulation of public utilities; defining as public utilities certain corporations, companies, associations and persons; providing for the regulation of public utilities, including to a limited extent, municipalities engaging in public utility business by prescribing, defining and limiting their duties, powers and liabilities, and regulating the exercise, surrender or abandonment of their powers, privileges and franchises; * * *, as amended; exempting from the provisions thereof motor vehicles engaged in the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals,"

Respectfully submit the following bill as our report:

GEORGE B. STEVENSON,
JAMES S. BERGER,
MAXWELL S. ROSENFELD,
(Committee on the Part of the Senate.)
CLARENCE E. MOORE,
D. RAYMOND SOLLENBERGER,
A. V. CAPANO,

(Committee on the part of the House of Representatives.)

An Act to reenact clause six seven twenty and twenty-three of section two of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public

utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damage authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulate the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" as amended exempting from the provisions thereof motor vehicles engaged in the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Clauses six seven twenty and twenty-three of section two of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing defining and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interests and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultant costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to

regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" as temporarily amended by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1181) and the act approved the thirty-first day of May one thousand nine hundred forty-five (P. L. 1206) are hereby reenacted to read as follows

Section 2 Definitions The following words terms and phrases shall have the meanings ascribed to them in this section unless the context clearly indicates otherwise

* * * * *

(6) "Common Carrier by Motor Vehicle" means any common carrier who or which holds out or undertakes the transportation of passengers or property or both or any class of passengers or property between points within this Commonwealth by motor vehicle for compensation whether or not the owner or operator of such motor vehicle or who or which provides or furnishes any motor vehicle with or without driver for transportation or for use in transportation of persons or property as aforesaid and shall include common carriers by rail water or air and express or forwarding public utilities in so far as such common carriers or such public utilities are engaged in such motor vehicle operations but shall not include (a) a lessor under a lease given on a bona fide sale of a motor vehicle where the lessor retains or assumes no responsibility for maintenance supervision or control of the motor vehicle so sold or (b) transportation of school children in any motor vehicle owned by any school district or operated under contract with any school district which transportation is lawfully paid for by the school district from district funds or (c) any owner or operator of a farm transporting agricultural products from or farm supplies to such farm or any independent contractor or cooperative agricultural association hauling agricultural products or farm supplies exclusively for one or more owners or operators of farms (d) any person or corporation who or which uses or furnishes for use dump trucks for the transportation of ashes rubbish excavated and road construction materials (e) transportation of property by the owner to himself or to purchasers directly from him in vehicles owned and operated by the owner of such property and not otherwise used in transportation of property for competition for others (f) transportation of voting machines to and from polling places by any person or corporation for or on behalf of any political subdivision of this Commonwealth for use in any primary general or special election (g) any person or corporation who or which uses or furnishes for use trucks for the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals

(7) "Contract Carrier by Motor Vehicle" means any person or corporation who or which provides or furnishes transportation of passengers or property or both or any class of passengers or property between points within this Commonwealth by motor vehicle for compensation whether or not the owner or operator of such motor vehicle or who or which provides or furnishes with or without drivers any motor vehicle for such transportation or for use in such transportation other than as a common carrier by motor vehicle but shall not include (a) a lessor under a lease given on a bona fide sale of a motor vehicle where the lessor retains or assumes no responsibility for maintenance supervision or control of the motor vehicle so sold or (b) any bona fide agricultural cooperative association transporting property exclusively for the members of such association on a non-profit basis or any independent contractor hauling exclusively for such as-

sociation or (c) any owner or operator of a farm transporting agricultural products from or farm supplies to such farm or any independent contractor hauling agricultural products or farm supplies exclusively for one or more owners or operators of farms (d) transportation of school children in any motor vehicle owned by any school district or operated under contract with any school district which transportation is lawfully paid for by the school district from district funds or (e) any person or corporation who or which uses or furnishes for use dump trucks for the transportation of ashes rubbish excavated or road construction materials or (f) transportation of voting machines to and from polling places by any person or corporation for or on behalf of any political subdivision of this Commonwealth for use in any primary general or special election (g) any person or corporation who or which uses or furnishes for use trucks for the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals.

(20) "Service" is used in this act in its broadest and most inclusive sense and includes any and all acts done rendered or performed and any and all things furnished or supplied and any and all facilities used furnished or supplied by public utilities or contract carriers by motor vehicle in the performance of their duties under this act to their patrons employees other public utilities and the public as well as the interchange of facilities between two or more of them but shall not include any acts done rendered or performed or any thing furnished or supplied or any facility used furnished or supplied by public utilities or contract carriers by motor vehicle in the transportation of voting machines to and from polling places for or on behalf of any political subdivision of this Commonwealth for use in any primary general or special election or in the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals

(23) "Transportation of Passengers or Property" means any and all service in connection with the receiving transportation elevation transfer in transit ventilation refrigeration icing storage handling and delivering of property baggage or freight as well as any and all service in connection with the transportation or carrying of passengers but shall not mean any service in connection with the receiving transportation handling or delivering of voting machines to and from polling places for or on behalf of any political subdivision of this Commonwealth for use in any primary general or special election or the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson.	Frost.	McCormack.	Scanlon.
Andrews	Gallagher.	McCosker.	Sax.
Bane,	Getchey.	McCullough	Schuster
Barrett.	Gibson.	McDonald	Scott.
Baumunk.	Goff.	McKinney.	Serrill.
Beech.	Goodling.	McMillen.	Shoemaker
Bender.	Gorman.	Mihm.	Simons.
Bentzel.	Graybill.	Mikula.	Smith, G. G.,
Bloom.	Greenwood	Miller.	Smith, C. M.
Boles.	Greer.	Mills.	Snider.
Bonawitz.	Griffiths.	Wintess	Sollenberger.
Boorse,	Guthrie.	Mohr.	Sorg.
Bower.	Gyger.	Mooney.	Sproul.
Brelsch,	Hall,	Moore, C. E.,	Stank,

Brice.	Haller.	Moore H A	3timmel.
Brown.	Haudenshield	Morrison	Stockham.
Brunner.	Helm.	Murray.	Stonier
Bucchin.	Henry.	Myers.	Stuart
Cadwalader.	Hewitt.	Najaka.	Swope.
Capano.	Hocker.	Naumann	Tahl
Cassidy.	Hoffman.	Needham	Thomassy.
Chervenak.	Hoopes.	Neff.	Thompson.
Chudoff.	Horan.	Nelson	Little.
Clevenger	Imbt.	O'Connor	Tompkins
Cochran.	Jennings.	O'Dare.	Toomey.
Cole.	Johnson.	C'Donnell.	Turner.
Cook.	Johnston.	O'Neill.	Upshur.
Cooper.	Jones.	Orban.	Vaughan
Cordier	Jump.	Patten.	Verona.
Costa.	Kean.	Petrosky	Wachhaus
Crowley	Kelley.	Pichney.	Wagner.
Dague.	Kemp.	Pickens.	Waldron.
Dairymple.	Kent.	Polaski.	Wallin.
Davison.	Kirley.	Powers	Walton.
De Long.	Kline.	Price.	Waterhouse
Demech.	Kohl.	Propert.	Watkins.
Dennison	Kratz.	Ragot.	Watson.
Depuy.	Krise.	Readinger.	W Idner.
Dix.	Kurtz.	Reagan.	Weiss
Dye.	Laughner.	Reese, D P.	Wescott.
Efenberg.	Layer.	Reese, R E.,	West.
Elder.	Lee.	Reilly, J M.,	Wheeler.
Erb.	Leisey.	Reilly, W J.,	Wolf.
Evans.	Livingston.	Richter	Wood.
Ewing.	Livingstone.	Riley.	Worley.
Feola.	Loftus.	Robbins.	Yeakel.
Fish.	Lovett.	Robertson.	Yester.
Fiss.	Lyons.	Root.	Yetzer.
Flack.	Madden.	Rowen.	Young.
Fleming.	Madigan.	Royer.	Lichtenwalter
Foor.	Mazza.	Sarraff.	Speaker

NAYS—1

Rose.

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 318

Mr. ROSE. Mr. Speaker, I desire to call up the report of the Committee of Conference on Senate Bill No. 318, Printer's No. 593.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 318, entitled: "An act validating and confirming titles to real estate conveyed by cities of the third class unless proceedings to attack such sales are instituted within six years after the effective date of this act."

Respectfully submit the following bill as our report:

GEORGE B. STEVENSON,
ROWLAND B. MAHANY,
CARLTON T. WOODRING,
(Committee on the Part of the Senate.)

WALTER E. ROSE,
RAY L. RILEY,
DAVID H. WEISS,

(Committee on the part of the House of Representatives.)

An Act validating and confirming titles to real estate conveyed by cities of the third class unless proceedings to attack such sales are instituted within six years after the effective date of this act or within six years after the date of the sale whichever date is earlier

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title to real estate heretofore sold by any city of the third class of this Commonwealth if the sale was authorized by an ordinance or resolution of the city council of said city and shall not be attacked in any proceedings instituted within six years after the effective date of this act or within six years after the date of such sale whichever date is the earlier is hereby declared to be good and valid and free and clear of any defects and such person partnership or corporation grantee thereunder and his or her or its respective heirs successors and assigns shall hold and may convey such title and estate and all such conveyances heretofore made are hereby ratified and confirmed Nothing in this act shall be construed to apply to property which the city acquired other than by purchase

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost.	McCormack.	Sarrafi.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster.
Baumunk.	Goff.	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman.	Mithm.	Shoemaker.
Bentzel.	Graybill.	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith. C C.
Boies.	Greer.	Mills.	Smith C M.
Bonawitz.	Griffiths.	Mintess.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger.
Bower.	Gyger.	Mooney.	Sorg.
Breisch.	Hall.	Moore. C E.	Sproul.
Brice.	Haller.	Moore. H A.	Stank.
Brown.	Haudenschild.	Morrison.	Stinmel.
Bucchin.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervynak.	Hoopers.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins.
Coie.	Johnson.	O'Donnell.	Toomey.
Cook.	Johnston.	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upehur.
Corder.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dalrymple.	Kent.	Polaski.	Waldron.
Davison.	Kirley.	Powers.	Wallin.
De Long.	Kilne.	Price.	Walton.
Demech.	Kohl.	Propert.	Waterhouse.
Dennison.	Kratz.	Ragot.	Watkins.
Depuy.	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weidner.
Dye.	Laughner.	Reese D P.	Wescott.
Efenberg.	Layer.	Reese R E.	Weiss.
Elder.	Lee.	Reilly. J M.	West.
Erb.	Lelsey.	Reilly. W J.	W'eler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Worley.
Fish.	Lovett.	Robertson.	Yeakel.
Fiss.	Lyons.	Root.	Yester.
Flack.	Madden.	Rose.	Yetzer.
Fleming.	Madigan.	Rowen.	Young.
Foor.	Mazza.	Royer.	Lichtenwalter.

NAYS—0

NOT VOTING—1

Frout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 633

Mr. KRISE. Mr. Speaker, I desire to call up the report of the Committee of Conference on Senate Bill No. 633, Printer's No. 592.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 633, entitled: "An Act to further amend subsection (c) of section two of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1216), entitled 'An act to define real estate brokers and real estate salesmen, and providing for the licensing, regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business,' excluding certain officers and employes of cemetery companies engaged in selling cemetery plots from the provisions of the act,"

Respectfully submit the following bill as our report:

FREDERICK L. HOMSHER,
GEO. N. WADE,
LOUIS KLEIN,
(Committee on the Part of the Senate.)
C. G. KRISE,
CHARLES J. MILLS,
A. M. GIBSON,

(Committee on the part of the House of Representatives.)

An Act to further amend subsection (c) of section two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" excluding certain officers and employes of cemetery companies engaged in selling cemetery plots from the provisions of the act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (c) of section two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" as last amended by the act approved the twenty-fifth day of May one thousand nine hundred forty-five (P. L. 1023) is hereby further amended to read as follows

Section 2 * * * * *

(c) Neither of the said terms "real estate broker" or "real estate salesman" shall be held to include within the meaning of this act any person firm association partnership or corporation who as owner shall perform any of the acts with reference to property owned by them unless the principal business of such person firm association partnership or corporation is the purchasing selling renting trading or exchanging of such property nor any person holding in good faith a duly executed letter of attorney from the actual owner of any real estate authorizing the sale conveyance or leasing of such real estate for and in

Speaker

the name of such owner or the negotiating of any lona thereon where only one transaction is involved and where such letter of attorney is recorded in the office of the recorder of deeds nor shall they be held to include in any way attorneys at law and justices of the peace nor shall they be held to include any receiver trustee in bankruptcy administrator or executor or any other person or corporation acting under the appointment or order of any court or as trustee under the authority of a will or deed of trust where only the transactions pertaining thereto are involved or the duly elected executive officer of any banking institution or trust company operating under the banking laws of Pennsylvania nor shall they be held to include any officer or employee of a cemetery company who as incidental to his principal duties and without remuneration therefor shows lots in such company's cemetery to persons for their use as a family burial lot and who accepts deposits on such lots for the representatives of the cemetery company legally authorized to sell the same

Section 2 The provisions of this act shall become effective immediately upon its final enactment

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Frost,	McCormack,	Sarraif,
Andrews,	Gallagher,	McCosker,	Sax,
Bane,	Getchey,	McCullough,	Scanlon,
Barrett,	Gibson,	McDonald,	Schuster,
Baumunk,	Goff,	McKinney,	Scott,
Beech,	Goodling,	McMillen,	Serrill,
Bender,	Gorman,	Mihm,	Shoemaker,
Bentzel,	Graybill,	Mikula,	Simons,
Bloom,	Greenwood,	Miller,	Smith, C. C.,
Boies,	Greer,	Mills,	Smith C. M.
Bonawitz,	Griffiths,	Mintess,	Snider,
Boorse,	Guthrie,	Mohr,	Sollenberger
Bower,	Gyger,	Mooney,	Sorg
Breisch,	Hall,	Moore, C. E.,	Sproul,
Brice,	Haller,	Moore, H. A.,	Stank,
Brown,	Haudenschild,	Morrison,	Stimmel,
Brunner,	Helm,	Murray,	Stuart,
Bucchna,	Henry,	Myers,	Swope,
Cadwalader,	Hewitt,	Nakaka,	Stockham
Capano,	Hocker,	Naumann,	Stonier
Cassidy,	Hoffman,	Needham,	Tahl
Chervenak,	Hoopas,	Neff,	Thomassy,
Chudoff,	Horan,	Nelson,	Thompson,
Clevenger,	Imbt,	O'Connor,	Tittle,
Cochran,	Jennings,	O'Dare,	Tompkins
Cole,	Johnson,	O'Donnell,	Toomey,
Cook,	Jonnsston,	O'Neill,	Turner,
Cooper,	Jones,	Orban,	Upshur,
Cordier,	Jump,	Patten,	Vaughan,
Costa,	Kean,	Petrosky,	Verona
Crowley,	Kelley,	Pichney,	Wachhaus
Dague,	Kemp,	Pickens,	Wagner,
Dairymple,	Kent,	Polaski,	Waldron
Davison,	Kirley,	Powers,	Wallin,
De Long,	Kline,	Price,	Walton,
Demech,	Kohl,	Propert,	Waterhouse
Dennison,	Kratz,	Ragot,	Watkins
Depuy,	Krise,	Readinger,	Watson,
Dix,	Kurtz,	Reagan,	Weldner,
Dye,	Laughner,	Reese D. P.,	Weiss
Efenberg,	Layer,	Reese, R. E.,	Wescott
Elder,	Lee,	Rilly J. M.,	West,
Erb,	Lelsey,	Reilly, W. J.,	Wheeler,
Evans,	Livingston,	Richter,	Wolf,
Ewing,	Livingstone,	Riley,	Wood,
Feola,	Loftus,	Robbitt,	Worley
Fish,	Lovett,	Robertson,	Yeakel,
Fiss,	Lyons,	Root,	Yester,
Flack,	Madden,	Rose,	Yetzer,
Fleming,	Madigan,	Rowen,	Young,
Foor,	Mazza,	Royer,	Lichtenwalter,

Speaker

NAYS—0

NOT VOTING—1

Frout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 454

Mr. ELDER. Mr. Speaker, I desire to call up the report of the Committee of Conference on House Bill No. 454, Printer's No. 968.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 454, entitled: "An act to amend the heading of Article III and to amend or further amend sections three hundred two, three hundred three, three hundred five, three hundred six, three hundred seven, three hundred eight, three hundred nine, three hundred ten, three hundred eleven, three hundred twelve, three hundred thirteen, three hundred fourteen, three hundred fifteen, three hundred eighteen, three hundred nineteen and three hundred twenty-one of th act, approved the third day of June, one thousand nine hundred thirty-seven (P. L. 1225) entitled, 'An act concerning game and other wild birds and wild animals and amending, revising, consolidating and changing the law relating thereto,' by establishing a new schedule of resident and nonresident licenses and fees; fixing a termination date for the issuance of free resident licenses to military personnel; changing the license period authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely and changing penalties."

Respectfully submit the following bill as our report:

A. EVANS KEPHART,
JAMES S. BERGER,
W. J. LANE,
(Committee on the Part of the Senate.)
W. HENRY ELDER,
GEORGE A. GOODLING,
WILLIAM J. YESTER,

(Committee on the part of the House of Representatives.)

An Act to amend the heading of Article III and to amend or further amend sections three hundred two three hundred three and three hundred five three hundred six three hundred seven three hundred eight three hundred nine three hundred ten three hundred eleven three hundred twelve three hundred thirteen three hundred fourteen three hundred fifteen three hundred eighteen three hundred nineteen and three hundred twenty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by establishing a new schedule of resident and nonresident licenses and fees fixing a termination date for the issuance of free resident licenses to military personnel changing the license period authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely and changing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The heading of Article III of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising

consolidating and changing the law relating thereto" is hereby amended to read as follows

Hunting and Trapping Licenses

Section 2 Section three hundred two of said act as last amended by the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 159) is hereby amended to read as follows

Section 302 Resident License [Fee] Fees Except as otherwise provided in the Game Law each such resident as [provided] designated in the preceding section upon application made in writing to any agent authorized to issue such licenses within the Commonwealth the presentation of proof that his is a citizen of the United States and a bonafide resident of this Commonwealth under the requirements of this article and the establishment of his identity to the satisfaction of the authority issuing the license or to the satisfaction of the justice of the peace magistrate or notary public or any agent designated to receive applications for licenses when taking such applications as hereinafter authorized by producing a bank book letters lodge cards police cards a motor vehicle driver's license or some other positive means of identification and in the case of naturalized foreign-born applicants the production of such applicant's naturalization papers unless any such person has been disqualified for a license in the manner hereinafter specified and the payment to said agent or the Department of Revenue of two dollars (\$2.00) shall be entitled to a resident hunter's license and a tag with the number of the license thereon which shall entitle the holder to hunt or trap for wild birds and wild animals which may legally be hunted or trapped in this Commonwealth [except as otherwise provided] until the close of the license year ending the thirtieth day of September one thousand nine hundred forty-eight Licenses valid for use thereafter by residents shall be as follows

To hunt or trap for all wild birds and wild animals which may be legally hunted or trapped in this Commonwealth two dollars and sixty cents (\$2.60)

For the duration of the present war but not beyond the thirtieth day of September one thousand nine hundred and forty-eight any person with the above qualifications who is in service with the Armed Forces of the United States or any of its Allies shall be issued such license upon application to any county treasurer within the Commonwealth without the payment of the above license fee provided for the use of the Commonwealth

The application for the issuance of a license in such case shall in addition to the other information required give the serial number of the branch of service to which the applicant is attached together with the applicant's rank company battalion regiment division and other military organization

Section 3 Section three hundred three of said act is hereby amended to read as follows

Section 303 Nonresident and Alien Nonresident License Fees [Every nonresident of this Commonwealth] Except as otherwise provided every nonresident of this Commonwealth who desires a license valid for use after the thirtieth day of September one thousand nine hundred forty-seven upon application made in writing to any agent authorized to issue such licenses or to the Department of Revenue and the presentation of proof that he is a citizen of the United States unless any such person has been disqualified for a license in the manner hereinafter specified [and upon payment to said agent or commission of fifteen dollars (\$15.00) shall be entitled to the license herein designated as a Nonresident Hunter's License and a tag with the number of the license thereon which shall entitle the holder to hunt or trap for all wild birds and wild animals which may legally be hunted or trapped in this Commonwealth except as otherwise provided] shall be entitled to any of the licenses below specified and the tag or tags bearing numbers corresponding therewith upon payment of the fees indicated to said agent or department

(a) Nonresident Small Game License which shall entitle the holder to hunt for all wild birds or wild animals

which may legally be hunted in this Commonwealth except those classed as big game but not to trap ten dollars and twenty-five cents (\$10.25)

(b) Nonresident Big Game License which shall entitle the holder to hunt only for animals classed as big game but including the right to hunt or kill birds and animals classed as predators through the use of a lawful firearm or a bow and arrow but not to trap fifteen dollars and twenty-five (\$15.25)

(c) Nonresident Trapper's License which shall entitle the holder to take through the use of traps or deadfalls only wild birds and wild animals which may legally be trapped in this Commonwealth except beaver twenty-five dollars and twenty-five cents (\$25.25) Nothing in this clause shall be construed to prohibit the holder of a Nonresident Trapper's License from using a side-arm or a rifle not larger than a .22 rimfire calibre to kill legally caught birds and animals

Every alien nonresident of this Commonwealth who is also a nonresident of the United States upon written application made to the Department of Revenue setting forth satisfactory evidence of his mental and physical fitness to carry and use firearms unless any such person has been disqualified for a license in the manner hereinafter specified and upon the payment to the Department of Revenue of the fees above designated for nonresidents shall be entitled to [a nonresident hunter's license] any or all of the nonresident licenses hereinbefore enumerated and the proper tag issued therewith but the Department of Revenue shall indicate on the face of the license that the holder is an alien nonresident

Section 4 Section three hundred five of said act is hereby amended to read as follows

Section 305 License Issuance Supervision The issuance of all hunting and trapping licenses shall be under the direct supervision of the Department of Revenue which shall designate the several county treasurers and such other issuing agents throughout the Commonwealth or otherwise as it may find essential to control the lawful issuance thereof The Department of Revenue may recall the appointment of any county treasurer or other agent at any time with or without cause and shall recall the appointment of any county treasurer or other agent either upon receipt of evidence that such county treasurer or other agent has not complied with the requirements of this act or upon receipt of a recommendation from the commission that such county treasurer or other agent be recalled because of carelessness or negligence in the issuance of licenses

It is unlawful for any issuing agent or any of his employees or representatives or the Department of Revenue or its employees to issue any licenses to hunt or trap to any applicant or for any justice of the peace magistrate notary public or other agent authorized to receive applications to accept an application for such license from any applicant who has not established satisfactory identification as hereinbefore required or to any person physically or mentally unfitted to carry or use firearms or who has been denied the right to secure a license in any manner hereinafter specified by revocation

Section 5 Section three hundred six of said act is hereby amended to read as follows

Section 306 The License Certificate Said licenses shall be issued on a form prepared and supplied by the Department of Revenue Such licenses shall bear a description of the person applying for the same setting forth the occupation the color of the hair and eyes any marks or scars peculiar to the applicant and such other description as the Department of Revenue may require with the date of its issue In the case of foreign-born applicants such license shall contain the nationality of the person and all dates and numbers of the naturalization papers

All licenses legally issued shall authorize the person therein to hunt for and kill or trap wild animals or wild birds as specified on the license subject to the restrictions and requirements of existing laws and the regulations of the commission regarding close seasons additional hunting or trapping removal of protection or special deer

seasons during the period for which the license is issued the date of which is inscribed thereon. Said certificate before being valid must be countersigned in ink by the licensee.

The license certificate issued with any [hunter's] license shall be carried on the person of the licensee at all times while hunting or trapping and shall be shown immediately upon demand by any officer whose duty it is to protect wild animals and birds or upon demand by any owner or lessee or by an employe or representative of such owner or lessee upon whose lands such person may be found. In addition to showing the license certificate upon demand by any such officer the holder thereof shall upon demand establish his further identity to the satisfaction of said officer by producing some other positive means of identification.

Section 6 Section three hundred seven of said act is hereby amended to read as follows

Section 307 License Period All licenses shall be issued for the year beginning the first day of [September] October and ending the [thirtieth day of August] thirtieth day of September of the year following in all cases however application for such license may be made and a license issued prior to the date upon which such license is in force.

All licenses distributed for the year expiring the thirty-first day of August one thousand nine hundred forty-seven are hereby declared valid to the thirtieth day of September next following and all licenses in the process of being printed for the hunting season of one thousand nine hundred forty-seven shall be valid to the thirtieth day of September next following regardless of the expiration date that may be printed thereon if any future year due to unavoidable conditions the distribution of licenses and tags is delayed the Secretary of Revenue and the Director acting jointly may extend the period during which licenses previously distributed or issued shall be valid.

Section 7 Section three hundred eight of said act is hereby amended to read as follows

Section 308 License Tag The Department of Revenue shall also furnish free of charge and there shall be issued with each license a tag as hereinbefore specified. All license tags shall bear the license number in figures at least one inch in height which tag said licensee is required to attach and display on the outer garment on the back between the shoulders in such manner that all figures are plainly visible at all time while hunting or trapping [The license tag for the current year only shall be displayed]. Only the tag issued with the license then being used and for the current year only shall be displayed.

[The tag or button issued with complimentary non-resident licenses shall be of such size and form as the commission may determine which tag or button the licensee is required to wear in plain view on an outer garment at all times while using it in such a manner that the tag or button and the numerals thereon are plainly visible].

Section 8 Section three hundred nine of said act is hereby amended to read as follows

Section 309 Persons Authorized to Take Applications for Licenses It is lawful for any justice of the peace magistrate or notary public who is not also an authorized agent of the Department of Revenue to issue licenses to take applications for such licenses in writing for which service the applicant shall pay not to exceed fifteen cents in addition to the license fee prescribed said amount to be retained by said official or agent as his fee for taking application and remitting payment therefor to [the] any issuing agency of the county in which said official is located or to the Department of Revenue. Such application and remittance shall be forwarded to the issuing agency or to the Department of Revenue within twenty-four hours with a certification thereon that the applicant has properly established his identity by producing a bank book letters lodge cards police cards a motor vehicle

driver's license or by some other positive means of identification.

Section 9 Section three hundred ten of said act as last amended by the act approved the ninth day of March one thousand nine hundred forty-five (P. L. 39) is hereby amended to read as follows

Section 310 Issuing Agents to Keep Record and Make Report Each issuing agency of this Commonwealth shall keep a correct and complete record of all resident and nonresident hunters' or trappers' licenses issued by him. Each issuing agent other than a county treasurer shall within five (5) days after the close of each month forward a monthly report to the Department of Revenue on blanks furnished to him a complete list of licenses granted during the previous month in correct numerical sequence with names and addresses of licensees and such other information and data as the Department of Revenue may require. A duplicate copy of said report shall be forwarded to the director and a triplicate copy of the report shall be retained in the office of the issuing agent which shall be open at any reasonable hour to the inspection of any officer of the Commonwealth whose duty it is by law to protect the game of the Commonwealth or to any landowner or his representative to any representative of the Department of Revenue or to any representative of the Department of Auditor General.

Section 10 Section three hundred eleven of said act as last amended by the act approved the ninth day of March one thousand nine hundred forty-five (P. L. 39) is hereby amended to read as follows

Section 311 Agents to Collect and Remit License Fees Reports Compensation The agents designated by the Department of Revenue for the collection of said license fees for their services rendered in collecting and paying over the same shall as long as they continue to be agents of the Department of Revenue be allowed to retain not to exceed the sum of ten cent from the amount paid for each resident [hunter's] license and not to exceed twenty-five cents from the amount paid for each nonresident [hunter's] license which amount shall be full compensation for services rendered by them under the provisions of this act such compensation to be disposed of by the respective issuing agents as may now or hereafter be provided by law. Each issuing agent other than a county treasurer shall remit all balances arising from this source within five days after the end of each month to the State Treasurer through the Department of Revenue upon a form to be supplied by the Department of Revenue which monthly remittance shall be accompanied by a copy of the list of licenses issued during the previous month. All such moneys shall be placed in the Game Fund by the State Treasurer.

Every agent designated to issue [hunters'] licenses unless already under bond to cover the handling of public funds shall give bond to the Commonwealth in such sum as shall be fixed by the Secretary of Revenue but not less than one thousand dollars (\$1000) nor more than three thousand dollars (3000) for each place where licenses are issued before the annual supply of licenses is delivered to him. If an agent has more than one place where licenses are issued he may supply a blanket bond covering all places.

Any issuing agent who shall fail to comply with any of the provisions of this act relating to [hunter's] licenses shall not be entitled to retain the sum hereinbefore fixed for his services but such sums shall be paid to the State Treasurer and if not so paid may be recovered by the Commonwealth by suit in the same manner as like amounts are now by law recoverable.

Section 11 Section three hundred twelve of said act is hereby amended to read as follows

Section 312 Replacement of Lost Licenses and Tags Any holder of a [hunter's] license who shall lose either the license or the tag issued therewith or both the license and tag upon application to the Department of Revenue or other agent who issued the same accompanied by a sworn statement setting forth the pertinent facts relative thereto and the remaining portion if any of the

original and the payment of one dollar shall be entitled to a new license and tag of the same kind and value as the original

The issuing agent shall indicate on the face of the license so issued also on the stub or carbon copy thereof that it is a replacement with the number of the original license. The affidavit so filed and any remaining portion of the original license also shall be fastened to the stub or carbon copy of the replacement license for the information of the auditors

For such services the Department of Revenue may authorize any issuing agent to retain not to exceed the sum of ten cents and remit the balance of the replacement license fee as hereinbefore provided

Section 12 Section three hundred thirteen of said act is hereby amended to read as follows

Section 313 Power to Administer Oaths Each agent who may be authorized or designated by the Department of Revenue to issue [hunting] licenses and each agent who may be authorized or designated by the Department of Revenue to receive applications for such licenses in accordance with the provisions of this act is hereby empowered to administer any oath that may be required in connection with the issuance of such licenses or receiving applications therefor

Section 13 Section three hundred fourteen of said act is hereby amended to read as follows

Section 314 Seizure of Licenses and Tags Any regular salaried officer of the Commission is hereby empowered except where birds or animals are killed by mistake and reported as hereinafter required seize [the hunting] any license and the tag issued therewith of any person apprehended in the act of violating any game law or any rules or regulations of the commission and who has either been convicted or signed an acknowledgement of violating any game law or rules or regulations of the commission or if such licensee is found using firearms to hunt or trap while under the influence of intoxicating liquor or narcotics or is otherwise physically incapacitated to handle firearms safely

All licenses so seized shall within twenty-four hours be forwarded to the division game supervisor for transmittal to the office of the commission with a report relative thereto. The director may upon application of the owner return the license and tag to the owner if he is satisfied that the license should not be recommended to the commission for revocation in the manner hereinafter stipulated

Section 14 Section three hundred fifteen of said act is hereby amended to read as follows

Section 315 Revocation of Licenses Right to Hunt or Trap Denied (1) The commission may revoke any [hunter's] license and deny any person the right to secure license or to hunt or trap anywhere in this Commonwealth with or without a license if said licensee or person has either been convicted pleaded guilty entered a plea of nolo contendere or signed an acknowledgment of violating any provision of this act or if such person has been adjudged guilty in the manner hereinafter provided of any of the acts enumerated below for such periods as hereinafter specified

(2) Whether or not legal proceedings have been taken for the arrest and conviction of the offender the director through a referee appointed by him shall have authority to hold a hearing and shall have the power to subpoena witnesses expert and otherwise to administer oaths and to require and receive sworn or affirmed written statements in any case where any person who according to information received while hunting or trapping is alleged

(a) To have been guilty of mutilating or carrying away notices posted by the Commonwealth

(b) To have done damage to real or personal property of any kind

(c) To have caused a forest fire

(d) To have been found under the influence of intoxicating liquor or narcotic drugs while carrying or using firearms or a bow and arrow

(e) To have committed an assault upon a landowner or lessee or employee of such landowner or lessee

(f) To have injured a human being by gunfire or with a bow and arrow

(g) To have inflicted an injury upon himself or otherwise been guilty of carelessness or negligence with firearms or with bow and arrow

(h) To have upon request failed or refused to render assistance where any person was injured in a hunting or trapping accident

(i) To have caused such an accident and fled or failed to render assistance in a hunting or trapping accident

(j) To have violated any other safety provision of this act not specifically above designated

(k) To be mentally or physically incapable of handling firearms safely to hunt or trap

The person so called be given written notice by registered mail addressed to his last known post office address or by personal service upon him stating the time and place of such hearing and shall have the right to appear and to testify or to present witnesses and evidence in his own behalf

Any person who shall be subpoenaed before such referee and shall fail to appear before him without furnishing satisfactory reason for failure to do so or any person who shall appear and furnish false testimony shall likewise be subject to the penalties hereinafter provided

In all such hearings the duly authorized referee shall submit to the commission through the director a certified stenographic transcript or a resume thereof together with the findings of facts and recommendations and upon such findings the commission is hereby authorized to revoke the license of the offender and to deny him the right to hunt or trap within this Commonwealth with or without a license for the periods hereinafter provided

(3) Such license revocations shall be for the following periods

(a) For the first offense any person convicted or having signed an acknowledgment of violating any of the provisions of this act may be denied the right to hunt or trap anywhere in this Commonwealth with or without a license for a period of not to exceed two years. Any person convicted or having signed an acknowledgment of a second or subsequent offense of violating any of the provisions of this act may be denied the right to hunt or trap anywhere in this Commonwealth with or without a license for a period of not less than two or more than three years. For the third offense of violating any of the provision of this act such person shall be denied the right to hunt or trap anywhere in this Commonwealth with or without a license for such period as the commission shall determine

(b) For the first offense any person who shall have been convicted or adjudged guilty after a hearing as hereinbefore provided of any act enumerated in clause two of this section may be denied the right to secure a license or to hunt or trap anywhere in this Commonwealth with or without a license for a period of not to exceed [five] ten years. Any person convicted or having been adjudged guilty after a hearing as hereinbefore provided of a second or subsequent offense of any of the above-mentioned provisions [shall] may be denied the right to secure a license or to hunt or trap anywhere in this Commonwealth with or without a license for a period of not to exceed ten years and in addition thereto shall be subject to such other penalties as may be provided in this act

(c) Any court of record having jurisdiction in any case coming before it involving any of the offenses contained in this section shall have authority to revoke [hunter's] license and to deny the right to secure a license or to hunt or trap anywhere in this Commonwealth with or without a license for the several periods herein indicated. Certified notice of such revocation shall be submitted to the commission within thirty (30) days following such order

(4) Any person who shall be convicted or denied the right to secure a license or to hunt or trap in this Commonwealth with or without a license where personal

injury has resulted shall furnish satisfactory proof to the Commission that all hospital [and] medical [bills] and funeral expense have been satisfactorily adjusted before such license shall be restored

(5) To revoke a license then in force or to deny any person the right to secure a license or to hunt or trap anywhere in this Commonwealth for any period the commission shall send a written notice to that effect to such person at his last known address either by registered mail or have it delivered in person by a representative of the commission. The commission shall furnish in writing to the Department of Revenue and its license issuing agents the name address and the term for which such person has been denied the right to secure a license or to hunt or trap in this Commonwealth

(6) Any person whose license has been revoked by the commission for any of the aforesaid offenses pursuant to a hearing before a referee of the commission shall have the right to file a petition within thirty (30) days after being notified of such revocation for a review of the matter in the court of common pleas of Dauphin County which court is hereby vested with jurisdiction and whose duty it shall be to set the matter down for hearing upon thirty (30) days' written notice to the director and to determine whether the petitioner is subject to revocation of license. The commission when such appeal is taken shall file with the prothonotary a certified record of the complete proceedings in the matter including a certified excerpt of the resolution of the commission. The matter shall be heard by a judge or judges of the court without a jury and the proceedings before the commission and its referee conducting the investigation shall be given similar weight force and effect as are accorded to the findings and reports of a referee selected or appointed under the provisions of the act approved the fourteenth day of May one thousand eight hundred and seventy-four entitled "An act to provide for the submission of civil cases by agreement of the parties to a referee learned in the law" and its supplements

Section 15 Section three hundred eighteen of said act is hereby amended to read as follows

Section 318 Prima Facie Evidence of Hunting or Trapping For the purpose of this act the fact that any person shall be found in possession of a gun trap or other device of any description usable for the purpose of killing or taking wild birds or wild animals or in possession of the dead body of any wild bird or wild animal either in the field in the forests on the public highways or on the waters of this Commonwealth shall be considered "prima facie evidence" that such person is hunting or trapping and shall require him at all times to display [his] the proper license tag for the current year as provided in this article and to show immediately upon demand his resident or non-resident [hunter's] license and tag to any officer whose duty it is to protect the wild animals and birds or to show his license and tag immediately upon demand by any owner or lessee or by any employee or representative of such owner or lessee upon whose lands such person may be found

In all cases of arrest for violation of any of the provisions of this section except where the dead body of any wild bird or wild animal is found in possession of the accused the affidavit of the person charged with such violation and satisfactory proof of his innocence shall rebut what is termed "prima facie evidence" in this section

Section 16 Section three hundred nineteen of said act is hereby amended to read as follows

Section 319 Deposit and Return of Penalties Any person displaying his license tag properly but unable to produce immediately upon demand his [hunter's] license may at once sign a proper acknowledgment and deposit with the officer accosting him the fine of stipulated in this article for hunting or trapping without a license for which such officer shall give an official receipt. Such fine shall as soon as possible be forwarded by the officer in question to the commission with a report covering the case. If the defendant desires a return of a fine so paid he shall file at the office of said commission at Harrisburg

within twenty days an affidavit stating fully the reasons why he was unable to display said license immediately and give his description place of residence license number where same was secured and its date or attach the license itself whereupon said commission if satisfied that the purpose was not to violate the provisions of this article shall return such fine to the defendant otherwise it shall be deposited as hereinafter provided and the case considered closed

Section 17 Section three hundred twenty-one of said act as repealed in part by the act approved the twenty-ninth day of March one thousand nine hundred forty-five (P. L. 98) is hereby amended to read as follows

Section 321 Penalties Any nonresident of this Commonwealth who shall hunt chase trap shoot at wound or kill or attempt to hunt chase trap take shoot at wound kill or have in possession any wild birds or animals without a proper nonresident [hunter's] license having been lawfully issued to him shall be sentenced to pay a fine of [fifty] one hundred dollars and costs of prosecution for each offense and each day shall be considered a separate offense

Any person who shall fail to sign his license certificate as hereinbefore provided shall be sentenced to pay a fine of one dollar and costs of prosecution

[Any licensee who shall fail to submit to the commission the report of game birds or animals or fur-bearing animals as required by this act shall be sentenced to pay a fine of two dollars and costs of prosecution]

Any person who violates any of the provisions of this article except as above provided shall upon conviction be sentenced to pay a fine of twenty dollars and costs of prosecution for each offense. Provided That an additional fine of twenty dollars and costs of prosecution shall be imposed when any person is convicted of

(a) Hunting or trapping anywhere during any period of time that such right has been denied him by the commission or by this act and each day shall be considered a separate offense

(b) Securing a [hunter's] license either in his own or an assumed name during any period of time that he has been denied such privilege by the commission

(c) Hunting or trapping anywhere during any period of time that such right has been denied him by the commission or any court of record because of inflicting bodily injury upon himself or any other person while hunting or trapping shall upon conviction in addition to the penalties provided be sentenced to suffer imprisonment for a period of thirty (30) days

Upon failure of any person convicted of a first offense to immediately pay the fine imposed and costs of prosecution he shall be imprisoned one day for each dollar of fine imposed and costs of prosecution

Any person convicted of a second or subsequent offense shall be liable to the fines above provided and costs of prosecution and in addition thereto shall in the discretion of the court suffer imprisonment one day for each dollar of fine imposed

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. TOMPKINS. Mr. Speaker, the report of the Committee of Conference on House Bill 454 relates principally to the increase of the hunting license fees. I think the Members of the House are entitled to a history of this bill.

The bill when it was originally introduced carried a split license fee, a fee of two dollars and ten cents for small game, one dollar and ten cents for large game, or a combined license fee of three dollars and ten cents. The split license fee because of certain reasons was dropped, and the bill was reported for a flat fee of three dollars and ten cents.

At that point another Member of this House and my-

self tried to justify such increase in the license fee for a hunting license. We made every effort possible to get information as to what this increased license fee was to be used for. At that time there was better than two and a half million dollars in the game fund. The Game Commission ended the fiscal year on the 30th day of May of this year with better than two million dollars in the fund unexpended. They have given us no projected program as to what they propose to do with that, together with the additional one and a half million dollars which they will receive in connection with this increased license fee. Last year there were eight hundred and eighty thousand hunting licenses issued in the State of Pennsylvania, which means, with a fifty cent increase almost an additional half million dollars. We did, however, in the course of our investigation learn that the Game Commission proposed to introduce a bill at this session of the General Assembly authorizing the Game Commission to expend the sum of one hundred thousand dollars for the purchase of a piece of property within the city limits of Harrisburg, and later upon the same piece of property they proposed to erect a granite monument in the nature of a Game Commission building.

POINT OF ORDER

Mr. ELDER. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state it.

Mr. ELDER. Mr. Speaker, the gentleman is not talking on the bill.

Mr. TOMPKINS. Mr. Speaker, I am talking directly on the bill. It will tie in with the bill also as I go on with my argument.

Mr. ELDER. Mr. Speaker, I insist that the gentleman is not discussing the merits of House Bill 454.

Mr. TOMPKINS. Mr. Speaker, I have the floor.

The SPEAKER. The Chair was not following the remarks of the gentleman but the Chair would suggest that his remarks be confined to the question of adopting the Conference report.

Mr. TOMPKINS. Mr. Speaker, I desire to interrogate the gentleman from Lycoming, Mr. Elder.

The SPEAKER. Will the gentleman from Lycoming permit himself to be interrogated?

Mr. ELDER. I shall, Mr. Speaker.

Mr. TOMPKINS. Mr. Speaker, will the gentleman from Lycoming please state whether or not it was proposed to introduce a bill at this session of the General Assembly for the purpose of purchasing a piece of property in the City of Harrisburg, and that bill carried with it an appropriation of one hundred thousand dollars?

Mr. ELDER. Mr. Speaker, the question is not in line with the increased costs in the license fee carried in this bill 454. Therefore, I have no knowledge of such a bill.

Mr. TOMPKINS. Mr. Speaker, does the gentleman deny that such a bill was proposed?

Mr. ELDER. Mr. Speaker, the question was brought up in the Committee on Game and Forestry. I denied knowledge then and I deny it now.

Mr. TOMPKINS. Mr. Speaker, I happen to have interviewed, for the information of the gentleman, the present Secretary of the Game Commission, and he admitted to me as well as to Mr. Watkins, a Member of this House, that such was the case.

Mr. ELDER. Mr. Speaker, I have no knowledge of such being the case.

Mr. TOMPKINS. Mr. Speaker, I thank the gentleman from Lycoming, but I happen to have personal knowledge of such a situation.

What I am getting at is that I have been seeking justification for the increased hunting license fee when they had two million dollars in the treasury and have given us no projected program. We have had all kinds of dreams and schemes, everything else except to protect game and to stock and propagate game, and until such time as the Game Commission can lay before the Members of this House a program justifying the increase in the hunting license fee, I say to you there is no justification for permitting such an increase. If they cannot give us a better program than wanting to build in the City of Harrisburg a big granite monument, I say to you instead of putting that money into that building, there is no justification in giving the Game Commission this increased money to play around with.

Mr. ELDER. Mr. Speaker, I desire to interrogate the gentleman from Cameron, Mr. Tompkins.

The SPEAKER. Will the gentleman from Cameron permit himself to be interrogated?

Mr. TOMPKINS. I shall, Mr. Speaker.

Mr. ELDER. Mr. Speaker, I would like to ask the gentleman from Cameron if he knows what the present hunting license fee in the State of Maryland is?

Mr. TOMPKINS. No, Mr. Speaker, I do not. I am not talking about the State of Maryland.

Mr. ELDER. Mr. Speaker, may I ask the gentleman the same question in regard to the State of New Jersey?

Mr. TOMPKINS. I don't know, Mr. Speaker. I am talking about the State of Pennsylvania.

Mr. ELDER. Mr. Speaker, will the gentleman tell me if he knows what the present license fee is in the State of New York.

Mr. TOMPKINS. I do not, Mr. Speaker. I am still talking about the State of Pennsylvania.

Mr. ELDER. Mr. Speaker, may I ask the gentleman about the State of Virginia?

Mr. TOMPKINS. I don't know, Mr. Speaker.

Mr. ELDER. That is all.

Mr. Speaker, I say to you that I can furnish facts when I say that the State of Pennsylvania, with the position that it maintains among the forty-eight states of the Union is entitled to a fifty per cent increase. I think that the Game Commission has done a good job and will continue to do so. To enable them to do a good job let us give them the increase; let us sustain the conference report.

Mr. FISH. Mr. Speaker, in this particular bill the sportsmen here in Pennsylvania are being asked to pay approximately eight hundred thousand dollars more during the next biennium. We are told that the State Game Commission has a wonderful program in mind, that it is very broad. It is a program that is going to dissipate all the criticism that we now hear against the State Game Commission. That is about all we hear about this program except that they do want this increase in the license fee.

I would like to tell the Members of this House that the State Game Commission has approximately two million

dollars in their treasury. Surely the State Game Commission must realize the tremendous amount of criticism that has been levelled against that Commission by the sportsmen here in Pennsylvania. If the Game Commission feels that this plan which they have is so wonderful, and if they realize, and they must know of this criticism, don't you feel it would be fair for the Game Commission to show their sincerity to the sportsmen by taking the eight hundred thousand dollars out of that two million dollar surplus and prove to the sportsmen that they do mean business and are sincere in their efforts. I am confident that if the Game Commission would do this they could come back to this Legislature two years from now and the Members of the General Assembly would be only too happy to give the Game Commission an increase, but to give them this increase now when all this criticism is being levelled against the Commission would be only adding fuel to the fire.

I hope that the Members of this Legislature will refuse to go along with this conference report, and I ask that the Members vote "no", and also respectfully request that the clerks only count the votes of those Members who answer to their names.

Mr. YESTER. Mr. Speaker, I have heard several figures here as to what the balance is. The real balance is one million five hundred thousand dollars. We all know that the price on everything has gone up. If you do not have any faith in your Game Commission I say you had better get a new Commission. If you cannot have any faith in your officials, what is the use of having them? We went down, asked for and got the full details of the fifty cent increase. The cost for the next biennium is supposed to be eight hundred thousand dollars without any increase, and they have one million five hundred thousand dollars. Figure it out for yourselves. The sportsmen that I talked to are in favor of this bill.

Mr. TOMPKINS. Mr. Speaker, the last speaker made the remark, if you don't have faith in your officials, in the members of your Commission, why not get a new Game Commission? I don't know but what that might be a good idea. I don't know of what date the gentleman gets his figures, but the figures released by the Game Commission as of January 1st of this year showed a balance of over three million dollars. Their budgetary report indicated that they would wind up with two and a quarter million dollars by May 30th of this year. I talked with the Executive Director some time in March or April of this year, and he expected to wind up at that time with three million dollars in the treasury. What has happened to the two million and a quarter dollars in the meantime?

Mr. GOODLING. Mr. Speaker, as a member of this conference committee, I would like to make a brief statement. When I signed the report I signed it with the understanding in the committee that I was not in agreement with all the provisions of this particular bill. That statement still stands tonight.

Mr. ELDER. Mr. Speaker, I represent some of the sportsmens' organizations in the State of Pennsylvania, nine of them in one organization. I want to say that my organization is heartily in accord with this increase. I have made a thorough study of this bill and I believe that every Member of this House should vote for this increase

and not in any way jeopardize the interests of the sportsmen of the State of Pennsylvania.

Mr. YESTER. Mr. Speaker, the report that I got was last Wednesday. That is when I got those figures.

Mr. LOVETT. Mr. Speaker and Members of the House, I just want to raise my voice to assist in the defeat of this bill.

MR. BRUNNER IN THE CHAIR.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—44

Baumunk.	Swing.	Kent,	Smith, C. M.
Beech,	Feola,	Laughner.	Snider
Bower.	Fleming.	McDonald,	Stonier
Brice.	Getchey.	Nelson,	Turner.
Brunner.	Goodling.	Probert,	Vaughan.
Cadwalader.	Haudenschild,	Richter.	Wachhaus
Cook	Horan,	Riley	Waldron
Davison,	Jennings.	Robertson.	Waterhouse.
Oennison	Johnston.	Rowen,	Watkins.
Dye,	Kean,	Serrill.	Wescott.
Elder.	Kelley,	Smith, C. C.,	Yester.

NAYS—137

Aaronson.	Greenwood.	McKinney.	Scanlon.
Andrews.	Greer.	McMillen.	Schuster
Bane.	Griffiths.	Mikula	Scott.
Barrett	Guthrie.	Miller.	Simons.
Bentzel	Gyger.	Mills.	Sollenberger
Bloom.	Hall.	Mintess.	Sorg
Bonawitz	Haller.	Mohr.	Sproui.
Brelschi.	Helm.	Mooney	Stank.
Brown	Henry.	Moore, C. E.,	Stimmel.
Bucchin.	Hewitt.	Moore, H. A.,	Stockham
Capano.	Hocker.	Morrison.	Stuart.
Cassidy.	Hoffman.	Murray.	Swope
Chervenak	Hoopes.	Myers.	Thomassy
Chudoff	Imbt.	Najaka,	Thompson.
Clevenger.	Johnson.	Neff.	Tittle.
Cochran.	Jones.	O'Connor.	Tompkins
Cole.	Jump.	O'Dare	Toomey
Cordier	Kemp.	O'Donnell	Upshur.
Crowley.	Kirley	O'Neill	Verona
Dague.	Kline.	Orban.	Wallin.
Dalrymple	Kohl.	Patten.	Watson.
De Long.	Krise	Petrosky.	Weidner
Demech.	Kurtz.	Pichney.	Weiss
Dix	Lager.	Pickens.	West.
Efenberg.	Lelsey.	Polaski.	Wheeler
Erb	Livingston.	Powers.	Wolf.
Evans.	Livingstone.	Price.	Wood.
Fish.	Loftus.	Ragot.	Worley
Fiss.	Lovett.	Reilly, J. M.,	Yeakel
Flack.	Lyons.	Reilly, W. J.,	Yetzer.
Foor	Madden.	Robbins.	Young.
Frost	Madigan	Rose.	Lichtenwalter.
Gallagher	Mazza.	Royer.	Speaker
Gibson	McCosker.	Sax.	
Graybill.	McCullough.		

NOT VOTING—24

Bender.	Goff.	Naumann.	Root.
Boles	Gorman.	Needham.	Sarra.
Boorse	Kratz.	Readinger	Shoemaker.
Cooper.	Lee	Reagan.	Tahl
Costa.	McCormack.	Reese D. P.,	Trout
Depuy	Mihm.	Reese R. E.,	Wagner.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the report of the Committee of Conference was not adopted.

QUESTION OF INFORMATION

Mr. LOVETT. Mr. Speaker, I rise to a question of information.

The SPEAKER pro tempore. The gentleman from Westmoreland will state his question of information.

Mr. LOVETT. Mr. Speaker, who shot Cock Robin?

The SPEAKER pro tempore. The Chair thinks that is a fair question.

HOUSE BILL No. 454 LAID ON TABLE

Mr. SORG. Mr. Speaker, I move that House Bill No. 454 be laid on the table.

The motion was agreed to.

THE SPEAKER (Franklin H. Lichtenwalter) IN THE CHAIR

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 498

Mr. WOOD. Mr. Speaker, I desire to call up the report of the Committee of Conference on Senate Bill No. 498, Printer's No. 615.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 498, entitled: "An act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two."

Respectfully submit the following bill as our report:

JAMES A. GELTZ,
CLARENCE D. BECKER,
MAXWELL S. ROSENFELD,
(Committee on the Part of the Senate.)
NORMAN WOOD,
FRANK A. COSTA,
WILLIAM J. YESTER,
(Committee on the Part of the House of Representatives.)

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All unexpended balances of appropriations made from all funds of the State Treasury by the General Assembly at its session of one thousand nine hundred and thirty-nine or at any session prior thereto which shall remain unexpended on the effective date of this act shall lapse on that date

Section 2 All unexpended and unencumbered balances of appropriations made from all funds of the State Treasury by the General Assembly at its regular session of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessions of one thousand nine hundred and forty and one thousand nine hundred and forty-two which shall

remain unexpended and unencumbered on the effective date of this act shall lapse on that date

Section 3 The provisions of this act shall not apply to any balance remaining of the appropriation of June fifth one thousand nine hundred thirty-seven (Appropriation Acts' page thirty-nine) making an appropriation into the Flood Control Fund nor to the appropriation made by the act of August sixth one thousand nine hundred forty-one (P. L. 849) relating to the acquisition of Robert Fulton's Birthplace or to the unexpended balance remaining of the appropriation made by the act approved the first day of August one thousand nine hundred forty-one (P. L. 609) entitled "An act providing for the acquisition by the Department of Forests and Waters in the name of the Commonwealth of certain lands in Luzerne Sullivan and Wyoming Counties for use as a State Park making an appropriation for said acquisition providing for the management of said property by said department and defining the uses to which the property shall be put" nor to the unexpended balances of the appropriations for Darby Creek Construction and Maintenance made by the Act of June 1 1943 appropriation acts page 17 nor to the appropriation for the maintenance of the Pennsylvania Canal made by the Act of June 1 1943 appropriation acts page 47 nor to the appropriation for protection of the State Park and State Highway on Presque Isle Peninsula at Erie made by the Act of June 1 1943 appropriation acts page 16 nor to the balance of the appropriation for welfare institutional construction made by the Act of June 4 1943 appropriation acts page 57 nor to the appropriation for Capitol Park Extension made by the act of June 3 1943 Pamphlet Laws page 818 nor to the appropriation for a memorial to Theodore Rosen made by the act of July 31 1941 Pamphlet Laws 653

Section 4 This act shall be effective upon the date of its final enactment

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost	McCosker	Sarra.
Andrews.	Gallagher	McCullough	Max
Bane.	Getchey	McCormack	Scanlon.
Barrett.	Gibson.	McDonald	Schuster
Baumunk	Goff.	McKinney	Scott.
Beech.	Gooding	McMillen	Serrill
Bender.	Gorman.	Mihm.	Shoemaker
Bentzel.	Graybill	Mikula	Simons
Bloom	Greenwood	Miller	Smith O. C.
Boies	Greer	Milis.	Smith C. M.
Bonawitz.	Griffiths	Mintess	Snider
Boorse	Guthrie	Mohr	Sollenberger
Bower	Gyger	Mooney	Sorg.
Breisch	Hall.	Moore C. E.	Sproul
Brice	Haller.	Moore H. A.	Stank
Brown	Haudenshield	Morrison	Stimmel.
Brunner.	Helm.	Murray	Stockham
Bucchin.	Henry	Myers.	Stonier
Cadwalader	Hewitt	Najaka	Stuart
Capano	Hocker	Naumann	Swope
Cassidy	Hoffman	Needham	Tahl
Chervenak	Hoopes	Neff	Thomassy
Chudoff	Horan	Nelson	Thompson
Clevenger	Imbt.	O'Connor	Tittle
Cochran	Jennings	O'Dare	Tompkins
Cole.	Johnson.	O'Donnell	Toomey
Cook.	Johnston	O'Neill	Turner
Cooper	Jones.	Orban.	Upshur
Cordier	Jump	Patten	Vaughan
Costa	Kean.	Petrosky	Verona
Crowley	Kelley	Pichney	Wachhaus
Dague	Kemp	Pickens	Wagler
Dalrymple	Kent.	Polaski	Waldron
Davison.	Kirley	Powers	Wallin.
De Long.	Kline.	Price	Walton.
Demech.	Kohl.	Probert	Waterhouse

Dennison.	Kratz.	Ragot,	Watkins.
Depuy	Krise,	Readinger	Watson,
Dix.	Kurtz,	Reagan,	Weidner.
Dye,	Laughner	Reese D P.	Welss.
Efenberg.	Layer.	Reese R E.	Wescott.
Elder.	Lee.	Reilly. J M.	Wheeler
Erb,	Leisey.	Reilly. W J.	West.
Evans,	Livingston,	Richter.	Wolf,
Ewing.	Livingstone.	Riley.	Wood.
Feola,	Loftus,	Robbins,	Worley.
Fish,	Lovett.	Robertson	Yeakel.
Fiss,	Lyons,	Root.	Yester.
Flack,	Madden.	Rose,	Yetzer,
Fleming.	Madigan	Rowen	Young.
Foor.	Mazza.	Royer,	Lichtenwalter,
			Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 848

Mr. COSTA. Mr. Speaker, I present the report of the Committee of Conference on Senate Bill No. 848.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

SENATE MESSAGES

AMENDED SENATE BILLS NON-CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 742.

An Act to add a new section to be known as section five hundred twenty-four point one to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing and limiting the imposition of a tax for school purposes of school districts of the first class prescribing the duties of public officials requiring the filing of returns and the giving of information by employers and those subject to the tax imposing on employers the duty of collecting the tax at source making a husband liable for his wife's tax providing for the lien and collection of the tax imposing penalties and repealing inconsistent laws

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 742 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 742

The SPEAKER. The Chair appoints as a Committee

of Conference on the part of the House, Messrs. CHARLES C. SMITH, FLEMING and BROWN.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 814.

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 814 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 814

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. ROYER, VAUGHAN and MILLS.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, informed that the Senate has nonconcurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 852.

An Act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the county assessing authority board of revision of taxes receiver of school taxes board of public education in such districts conferring and imposing powers and duties on and providing for compensation to certain county county treasurers and providing penalties

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 852 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 852

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. CHARLES C. SMITH, FLEMING and BROWN.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, informed that the Senate has non-concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 869.

An Act to provide revenue for school districts of the first class by imposing a mercantile license tax on persons engaged in certain occupations and businesses therein and providing for its collection providing for the issuance of mercantile license upon the payment of fees therefor conferring and imposing powers and duties on Board of Public Education Receiver of School Taxes and School Treasurer in such districts and providing penalties.

Mr. BRUNNER. Mr. Speaker, I move that the House insist upon its amendments non-concurred in by the Senate to Senate Bill No. 869 and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE
ON SENATE BILL No. 869.

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. CHARLES C. SMITH, FLEMING and BROWN.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON
SENATE BILL No. 218

Mr. CHAS. C. SMITH. Mr. Speaker, I desire to call up the report of the Committee of Conference on Senate Bill No. 218, Printer's No. 594.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 218, entitled: "An act to further amend the first paragraph of section nine hundred seventy-six of the act approved the third day of June, one thousand nine hundred thirty-seven, (P. L. 1333), entitled 'An act concerning elections, including general, municipal, special and primary elections, the nomination of candidates, primary and election expenses and election contests; creating and defining membership of county boards of elections; imposing duties upon the Secretary of the Commonwealth, courts, county boards of elections, county commissioners; imposing penalties for violation of the act, and codifying, revising and consolidating the laws relating thereto, and repealing certain acts and parts of acts relating to elections,' by further providing for rejection of nomination petitions, papers or certificates."

Respectfully submit the following bill as our report:

LOUIS H. FARRELL,
A. EVANS KEPHART,
(Committee on the Part of the Senate.)
CHARLES C. SMITH,
FRANK A. COSTA,

(Committee on the part of the House of Representatives.)

An Act to further amend the first paragraph of section nine hundred seventy-six of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nominations of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codify-

ing revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by further providing procedure for rejection of nomination petitions papers or certificates

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The first paragraph of section nine hundred seventy-six of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" as amended by the act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 526) is hereby further amended to read as follows

Section 976 Examination of Nomination Petitions Certificates and Papers Return of Rejected Nomination Petitions Certificates and Papers When any nomination petition nomination certificate or nomination paper is presented in the office of the Secretary of the Commonwealth or of any county board of elections for filing within the period limited by this act it shall be the duty of the said officer or board to examine the same No nomination petition nomination paper or nomination certificate shall be permitted to be filed if (a) it contains material errors or defects apparent on the face thereof or on the face of the appended or accompanying affidavits or (b) it contains material alterations made after signing without the consent of the signers or (c) it does not contain a sufficient number of [genuine] signatures as required by law provided however that the Secretary of the Commonwealth or the county board of elections although not hereby required so to do may question the genuineness of any signature or signatures appearing thereon and if he or it shall thereupon find that any such signature or signatures are not genuine such signatures or signatures shall be disregarded in determining whether the nomination petition nomination paper or nomination certificate contains a sufficient number of signatures as required by law or (d) in the case of nomination petitions if nomination petitions have been filed for printing the name of the same person for the same office except the office of judge of a court of record upon the official ballot of more than one political party or (e) in the case of nomination papers if the candidate named herein has filed a nomination petition for the same office for the ensuing primary or has been nominated for the same office by nomination papers previously filed or (f) if the nomination petitions or papers are not accompanied by the filing fee or certified check required for said office or (g) in the case of nomination papers the appellation set forth therein is identical with or deceptively similar to the words used by any existing party or by any political body which has already filed nomination papers for the same office of if the appellation set forth therein contains part of the name or an abbreviation of the name or part of the name of an existing political party or of a political body which has already filed nomination papers for the same office The invalidity of any sheet of a nomination petition or nomination paper shall not affect the validity of such petition or paper of a sufficient petition or paper remains after eliminating such invalid sheet The action of said officer or board in refusing to receive and file any such nomination petition certificate or paper may be reviewed by the court of common pleas of the proper county upon an application for a writ of mandamus to compel its reception as of the date when it was presented to the office of such officer or board Provided however That said officer or board shall be entitled to a reasonable time in which to examine any petitions certificates or papers and to

summon and interrogate the candidates named therein or the persons presenting said petitions certificates or papers and his or their retention of same for the purpose of making such examination or interrogation shall not be construed as an acceptance or filing

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. LOVETT. Mr. Speaker, I wish to state we are opposed to this conference report.

Mr. CHARLES C. SMITH. Mr. Speaker, I ask that the House concur in the report of the Committee of Conference on Senate Bill 218.

Mr. ANDREWS. Mr. Speaker, I would like to ask the gentleman from Philadelphia, Mr. Smith, one question.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. CHARLES C. SMITH. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, will the gentleman state the ground for his abhorrence for the word "genuine" in relation to signatures in election petitions? What is there obnoxious about the word "genuine?"

Mr. SMITH. Mr. Speaker, I do not believe there is anything particularly obnoxious, but the Secretary of the Commonwealth and the Board of Elections who are considered experts are by this bill given the privilege of checking any signatures that they do not deem to be genuine signatures.

Mr. ANDREWS. But, Mr. Speaker, when they know that the signatures are not genuine, when the falsity of the petition is apparent on its face, this bill places no obligation upon them to scrutinize the document still further, even when it is fraudulent on its face.

Mr. CHARLES C. SMITH. Mr. Speaker, when they know it is fraudulent on its face they have the privilege of striking out the signature.

Mr. ANDREWS. They have the privilege but is there any compulsion?

Mr. CHARLES C. SMITH. I would say yes, Mr. Speaker. The election board has a right to take it to court and have it stricken out.

Mr. ANDREWS. I thank the gentleman. This bill is a bill drawn for the purpose of validating fraudulent petitions containing fraudulent names upon them which are self-evident from an examination of the document.

Mr. CHUDOFF. Mr. Speaker, there have been many bills affecting the election code of Pennsylvania introduced into this General Assembly. I think those bills we have passed have made the election laws stronger and are a credit to the Commonwealth. Whenever a bill was introduced that would weaken the election laws it was promptly killed, and this is one bill that will positively weaken the election laws. This allows a county board of elections to close its eyes to petitions that are forged, if they care to do so, and allow it to open its eyes to those that they want to really throw out. I think this will clearly weaken the election code of Pennsylvania and I think that every Member of the House should vote against it.

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—158

Aaronson.	Gibson.	Madden.	Rose.
Baumunk.	Goodling.	Madigan.	Rowen.
Beech.	Gorman.	Mazza.	Royer.
Bender.	Graybill.	McCormack.	Sax.
Bonawitz.	Greenwood.	McCullough.	Scott.
Boorse.	Greer.	McDonald.	Serrill.
Bower.	Griffiths.	McKinney.	Shoemaker.
Brelsch.	Guthrie.	McMillen.	Simons.
Brice.	Gyger.	Mikula.	Smith, C. C.
Brunner.	Hall.	Miller.	Smith, C. M.
Cadwalader.	Haller.	Mintess.	Sollenberger.
Cassidy.	Haudenschild.	Mohr.	Sorg.
Clevenger.	Helm.	Moore, C. E.	Stimmel.
Cook.	Henry.	Moore, H. A.	Stockham.
Cordler.	Hewitt.	Morrison.	Stonier.
Costa.	Hocker.	Murray.	Stuart.
Crowley.	Hoffman.	Myers.	Thomassy.
Dague.	Hoopes.	Najaka.	Thompson.
Dalrymple.	Horan.	Naumann.	Tittle.
Davison.	Imbt.	Neff.	Tompkins.
De Long.	Jennings.	Nelson.	Toomey.
Demech.	Johnson.	O'Dare.	Upshur.
Dennison.	Johnston.	O'Donnell.	Vaughan.
Depuy.	Jones.	Orban.	Wachhaus.
Dix.	Jump.	Patten.	Wagner.
Dye.	Kean.	Petrosky.	Waldron.
Efenberg.	Kelley.	Pichney.	Wallin.
Elder.	Kemp.	Pickens.	Walton.
Erb.	Kent.	Price.	Waterhouse.
Ewing.	Kline.	Propert.	Watkins.
Feola.	Kohl.	Ragot.	Watson.
Fish.	Krise.	Reagan.	Weldner.
Fiss.	Kurtz.	Reese, D. P.	Wescott.
Flack.	Laughner.	Reilly, J. M.	West.
Fleming.	Lee.	Reilly, W. J.	Wood.
Foor.	Lelsey.	Richter.	Worley.
Frost.	Livingston.	Riley.	Yeakei.
McCosker.	Livingstone.	Robbins.	Young.
Gallagher.	Loftus.	Robertson.	Lichtenwalter.
Getchey.	Lyons.		Speaker

NAYS—41

Andrews.	Chudoff.	Needham.	Snider.
Bane.	Cochran.	O'Connor.	Sproul.
Barrett.	Cole.	O'Neill.	Stank.
Bentzel.	Evans.	Polaski.	Swope.
Bloom.	Goff.	Powers.	Turner.
Boles.	Kirley.	Readinger.	Verona.
Brown.	Layer.	Reese, R. E.	Wells.
Bucchin.	Lovett.	Sarraf.	Wheeler.
Capano.	Milis.	Scanlon.	Wolf.
Chervenak.	Mooney.	Schuster.	Yester.
			Yetzer.

NOT VOTING—6

Cooper.	Mihm.	Tahl.	Trout.
Kratz.	Root.		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 502

Mr. KRISE. Mr. Speaker, I desire to call up the report of the Committee of Conference on House Bill No. 502, Printer's No. 971.

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 502, entitled: "An act to further amend sections four and thirteen of the act,

approved the third day of May, one thousand nine hundred thirty-three (P. L. 242) entitled 'An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture; defining beauty culture and regulating beauty culture shops, schools, students, apprentices, teachers, managers and operators; conferring power and duties upon the Department of Public Instruction; providing for appeals to certain courts by applicants and licensees and providing penalties' by requiring certain experience as an operator before opening a beauty shop; further regulating the eligibility requirements for examinations; the right to give home treatments and the proceedings to revoke or suspend licenses and certificates and prescribing additional penalties."

Respectfully submit the following bill as our report:

JOHN G. SNOWDEN,
J. W. CARR,
(Committee on the Part of the Senate.)
C. G. KRISE,
HENRY E. RAGOT,

(Committee on the Part of the House of Representatives.)

An Act to further amend sections four thirteen and subsection (a) of section twenty of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further relating the eligibility requirements for examinations and the proceedings to revoke or suspend licenses and certificates and prescribing additional penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Sections four thirteen and subsection (a) of section twenty of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" as amended by the act approved the third day of May one thousand nine hundred forty-five (P. L. 412) are hereby further amended to read as follows

Section 4 Eligibility Requirements for Examination No person shall be permitted by the department to take an examination to receive a certificate as an operator unless such person shall at least sixteen years of age and has been registered as a student and has had training as hereinafter provided in this act in a beauty school duly registered by the department or unless such person shall have been registered and served as an apprentice at least two years as hereinafter provided in this act Provided however That the department may permit a person to take an examination without the prior studentship or apprenticeship herein required if such person shall establish to the satisfaction of the department that he or she has been an operator in the active practice of beauty culture for at least twenty-four months prior to the date of filing an application for admission to an examination No person shall be permitted to take an examination for a certificate to teach beauty culture or act as manager of a beauty shop unless such person shall be at least eighteen years of age and has had at least eighteen months' experience as an operator in a beauty shop [or] and has had training in a duly registered school of beauty culture

of [fifteen] five hundred hours [inclusive] exclusive of the studies necessary to become an operator or five years' experience as an operator in a beauty shop

Section 13 Powers and Duties of Department The department shall have the power to refuse revoke or suspend licenses or certificates upon due hearing on proof of violation of any provisions of this act or the rules and regulations established by the department under this act or for gross incompetency or dishonest or unethical practices or for performing beauty culture work on Sunday and shall have the power to require the attendance of witnesses and the production of such books records and papers as it may desire Before any certificate shall be suspended or revoked for any of the reasons contained in this section the holder thereof shall have notice in writing of the charge or charges against him or her and shall at a day specified in said notice which shall be at least five days after the service thereof be given a public hearing before a duly authorized representative of the department with a full opportunity to produce testimony in his or her behalf and to confront the witnesses against him or her Any person whose certificate of registration has been so suspended or revoked may on application to the department have the same resumed to him or her upon satisfactory proof that the disqualification has ceased [Before the department may institute any of the above proceedings it shall send a notice in writing to the certificate holder of any alleged violation of this act or rules thereunder together with a notice that if the violation is not abated within fifteen days the proceedings about outline will be initiated]

Section 20 Penalties (a) any person who shall practice or teach beauty culture or act in any capacity wherein registration is required without complying with this act shall upon conviction in a summary proceeding be sentenced to pay a fine not exceeding fifty dollars (\$50.00) and in default of the payment of such fine and costs shall be sentenced to imprisonment not exceeding thirty (30) days and any person who shall establish operate or maintain a beauty shop in violation of the provisions of this act shall upon conviction in a summary proceeding be sentenced to pay a fine of twenty-five dollars (\$25.00)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—137

Aaronson	Gorman,	McDonald,	Simons.
Baumunk.	Graybill,	McKinney.	Smith, C. C.
Beech,	Greenwood.	McMillen.	Smith, C. M.
Bender,	Greer,	Mikula.	Sollenberger
Bonawitz.	Griffiths,	Miller	Sorg.
Boorse,	Guthrie,	Mintess,	Sproui.
Bower,	Gyger.	Mohr,	Stockham
Brelsch.	Hall.	Moore, C. E.,	Stonier
Brice,	Haller,	Moore, H. A.,	Stuart.
Brunner.	Haudenschild,	Morrison,	Thompson.
Cadwalader.	Helm.	Murray.	Tittle.
Cassidy,	Henry,	Myers,	Tompkins.
Cook	Hocker,	Naumann,	Toomey.
Cooper,	Hoffman.	Neff,	Turner.
Costa,	Horan,	Nelson.	Upshur.
Dague,	Imbt,	O'Dare,	Vaughan.
Davison,	Johnson,	O'Donnell.	Wachhaus
Dennison	Johnston,	Orban,	Wagner
Depuy	Jones,	Patten,	Waldron.
Dix,	Kean,	Pichney,	Wallin.
Dye,	Kelley,	Pickens,	Walton.
Efenberg.	Kemp.	Propert.	Waterhouse.
Elder.	Kline.	Ragot,	Watkins.
Erb,	Krise.	Reagan,	Watson.
Ewing.	Kurtz,	Reese, D. P.,	Weidner.
Feola,	Laughner.	Riley.	Wescott.
Fish,	Layer.	Robertson.	West.
Fiss,	Lee,	Rose.	Wolf.
Fleming.	Lelsey,	Rowen.	Wood.
For,	Loftus,	Royer,	Worley.

Frost.	Lyons.	Sax.	Yeakel.
Gallagher.	Madden.	Scott.	Young.
Getchey.	Madigan.	Serrill.	Lichtenwalter.
Gibson.	McCosker.	Shoemaker.	Speaker
Goodling.	McCullough.		

NAYS—52

Andrews.	Cole.	Mazza.	Reilly. J. M.
Bane.	Cordier.	Mills.	Robbins.
Barrett.	Crowley.	Mooney.	Sarra.
Bentzel.	De Long.	Najaka.	Scanlon.
Bloom.	Demech.	Needham.	Schuster.
Boies.	Evans.	O'Connor.	Snider.
Brown.	Hoopes.	O'Neill.	Stank.
Buchin.	Jump.	Petrosky.	Swope.
Capano.	Kent.	Polaski.	Verona.
Chervenak.	Kirley.	Powers.	Weiss.
Chudoff.	Kohl.	Price.	Wheeler.
Clevenger.	Livingstone.	Readinger.	Yester.
Cochran.	Lovett.	Reese, R. E.	Yetzer.

NOT VOTING—16

Dalrymple.	Jennings.	Mihm.	Stimmel.
Flack.	Kratz.	Reilly. W. J.	Tahl.
Goff.	Livingston.	Richter.	Thomassy.
Hewitt.	McCormack.	Root.	Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1286 DISCHARGED

Mr. COOPER. Mr. Speaker, the Committee of Conference on House Bill No. 1286, Printer's No. 892, entitled:

An Act validating certain conveyances of real property and certain agreements concerning real property made by a county home or by the directors of the poor

having failed to agree, I move that the Committee be discharged.

The motion was agreed to.

On the question recurring,

Will the House concur in the amendments made by the Senate?

Mr. COOPER. Mr. Speaker, I move that the House insist upon its nonconcurrence in the amendments made and insisted upon by the Senate, and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1286

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. COOPER, TURNER and BANE.

Ordered, That the Clerk inform the Senate accordingly.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 306, entitled:

An Act to consolidate amend and revise the penal laws of the Commonwealth

On the question,

Will the House agree to the bill on third reading?

BILL LAID ON TABLE

Mr. SORG. Mr. Speaker, I move that this bill be laid upon the table.

The motion was agreed to.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 615, entitled:

An Act making provisions for community property law providing that the act shall apply to husbands and wives and their property subsequent to the effective date of the act defining separate property and the community property of the husband and wife providing for the management control and disposition thereof including the homestead defining the ownership of funds on deposit in any bank or banking institution providing for the rights and remedies of creditors providing that either spouse may give or convey his or her community property to the other providing for disposition of community property on dissolution of marriage providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management control and disposition of community property providing for the administration and distribution of the interests of a deceased spouse in community property

On the question,

Will the House agree to the bill on third reading?

Mr. SORG. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend the title, page 1, line 5 by striking out as the end of the line after the word "thereof" the words: [including the]

Amend the title, page 1, line 6 by striking out at the beginning of the line before the word "defining" the word: [homestead]

The Clerk proceeded to read the amendments to section 10.

Mr. SORG. Mr. Speaker, is the Clerk reading the amendments to all the sections. I want it known that when you reach Section 10 because I propose to withdraw the amendment presented to that Section.

The SPEAKER. The Chair understands that the gentleman desires—

Mr. ANDREWS. Mr. Speaker, I am interested and the Speaker is interested in what the Majority Leader is trying to do.

Mr. SORG. Mr. Speaker, I am taking out of Senate Bill 615 some western law which does not apply in the State of Pennsylvania, and I am also correcting some technical errors.

Mr. ANDREWS. Mr. Speaker, is the Majority Leader really serious when he says that the result of the legal conference this afternoon with regard to some of the diverse provisions in this bill have come to naught, and that he is striking out of this bill the message that was brought to us earlier in the day from the Attorney General's Department, and now taking out of the bill, leaving the divorce clause as it was?

Mr. SORG. Mr. Speaker, for the very reason that the gentleman states I would say that the conference of legal talent accomplished something, the withdrawal of that particular amendment.

Mr. ANDREWS. Mr. Speaker, might I inquire from what source the amendments that went in and are now stricken emanated?

Mr. SORG. My name, Mr. Speaker, happens to be on the amendment, and I happened to be the individual who signed the amendment.

Mr. ANDREWS. Mr. Speaker, that is a lawyer's answer, and he knows it isn't so.

The SPEAKER. That is the Speaker's lawyer. Does the Chair understand correctly before putting the question on the amendment submitted by the gentleman from Elk that we are now amending Section 11?

Mr. SORG. All but Section 10, Mr. Speaker. I withdraw the amendments to section 10.

The Clerk continued to read the amendments as follows:

Amend Section 11, page 7, line 4 by striking out at the end of the line after the words "court of" the words: [quarter sessions] and inserting in lieu thereof the words: "common pleas."

Amend Section 12, page 7, line 17 by striking out the words: [other civil actions] and inserting in lieu thereof the following: "actions of assumpsit or in such other manner as may directed by the court."

Amend Section 14, page 8, line 7 by striking out after the words "office of the" and before the words "of the" the words: [clerk of the court] and inserting in lieu thereof the words: prothonotary of the court of common pleas.

Amend Section 15, page 8, line 18 by striking out after the word "except" and before the word "exempt" the words: "[the homestead and]."

Amend Section 15, page 9, line 8 by striking out at the end of the line after the word "common" the words: "[And provided]."

Amend Section 15, page 9 by striking out lines 9, 10 and 11 both inclusive.

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

Mr. BROWN. Mr. Speaker, I want to thank the gentleman from Elk, Mr. Sorg, for taking out part of the amendments. I hope that as the night goes on he will not only take out the rest of the amendments but will take out the bill.

I would like to ask the gentleman whether he would prefer that the bill as it will probably stand after the amendments are inserted which he has asked for, should be debated now, or later on final passage? I am not quite so sure as to the procedure on amending the bill on third reading at this particular time, whether we will have another legislative day, at which time the bill will then be on final passage, or whether there is some way that the bill can be amended and still be voted upon tonight on third reading.

Mr. SORG. Mr. Speaker, there is only one thing that stands in the way of a vote on this particular bill as amended, if the amendments are allowed at the present time, and that is because the bill is not in print as amended. I would therefore suggest that on the same day that the amendments are offered on the third reading the bill can come to final passage after being printed.

I would suggest to the gentleman, however, in reply to his inquiry, whether or not the bill should be debated at

the present time, I would prefer that when it is brought before the House for final vote that it be debated at that time. I am sure that the gentleman would probably prefer that too.

Mr. BROWN. Mr. Speaker, do I clearly understand the Majority Floor Leader, that his position is, that this bill House Bill 615 can be amended on third reading and can be voted upon before it is printed with the amendments by unanimous consent of this House. That is what the gentleman said, is it not?

Mr. SORG. No, Mr. Speaker, I did not mean to make that representation. Under the Constitution the bill must be printed for the use of the Members before it is finally voted upon, but I did mean to say, Mr. Speaker, that it can be voted upon on the same legislative day on which it is amended.

The SPEAKER. To further clarify the matter, the bill cannot be voted upon until it is reprinted with a new Printer's number, and on the Members' desks as amended.

Mr. BROWN. Mr. Speaker, then do I understand that the bill will be reprinted immediately?

The SPEAKER. That is correct, with a new Printer's number, and it must appear on the Members' desks before it can be voted upon finally.

Mr. BROWN. Mr. Speaker, to facilitate matters in the House, I shall not discuss the amendments at this time.

QUESTION OF INFORMATION

Mr. CHUDOFF. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman from Philadelphia will state it.

Mr. CHUDOFF. Mr. Speaker, has the Clerk read the amendments?

The SPEAKER. Yes, he has.

Mr. CHUDOFF. I thank you, Mr. Speaker.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 506, as follows:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" providing for fixing the number and compensation of all appointed officers deputies assistants clerks and other persons whose compensation is paid out of the county treasury whether employed by the county the courts or by any judge thereof creating a salary board in each county except counties of the second and third class defining its powers and duties providing for appeals and repealing inconsistent acts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one hundred nine and one hundred twenty-four of the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278)

entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" are hereby amended to read as follows

Section 109 Chief Clerk The county commissioners shall appoint a chief clerk who shall hold his office for a term of four years In case of a vacancy by death resignation or removal for cause his successor shall serve for the unexpired time for which he was appointed The chief clerk shall enter into a bond for the faithful performance of his duties in such sum as may be designated by the commissioners He shall receive such salary as the salary board [or the county commissioners in counties where there is no salary board] shall determine

Section 124 Counsel Compensation The auditors may employ a competent attorney-at-law to act as their counsel and attorney Such attorney shall be paid out of the funds of the county such reasonable compensation for his services as the [board of auditors and the president judge of the court of common pleas may approve] salary board shall determine

Section 2 Section one hundred thirty-five of said act as last amended by the act approved the twenty-third day of May one thousand nine hundred thirty-three (P. L. 948) is hereby further amended to read as follows

Section 135 Solicitor to the Controller The county controller may designate and appoint one person learned in the law to act as his solicitor Such solicitor shall advise upon all such legal matters as may be submitted to him and shall conduct any litigation desired by the county controller He shall hold office at the pleasure of the controller He shall receive such salary as may be fixed by the salary board [but in counties of the fifth class such salary shall not exceed the sum of nine hundred dollars (\$900.00) per annum]

Section 3 Section one hundred fifty-one of said act is hereby amended to read as follows

Section 151 Appointment Qualifications Term Compensation The county commissioners may appoint a county solicitor who shall be an attorney at law admitted and qualified to practice in the courts of this Commonwealth He shall hold his office during the term of the commissioners appointing him and [except where otherwise provided by law] shall receive such compensation as the [commissioners] salary board may determine He shall before entering upon the duties of his office file with the county commissioners an agreement to pay all fees attorneys fees and commissions received from every source as county solicitor into the county treasury

Section 5 Section one hundred sixty-six of said act is hereby amended to read as follows

Section 166 Appointment Term Compensation The county commissioners of any county may appoint a registered professional engineer who shall be styled the county engineer Such engineer shall serve for a term of four years and shall receive such compensation as the [county commissioners] in counties of the second and third class shall fix and in all other counties as the salary board shall fix

Section 5 Sections one hundred seventy-one one hundred eighty-seven and one hundred eighty-eight of said act as amended by the act approved the ninth day of June one thousand nine hundred thirty-one (P. L. 401) are hereby further amended to read as follows

Section 171 Number of Members Qualifications Compensation There is hereby established in each county a board of viewers The board of viewers in counties of the second class shall consist of not less than six nor more than nine members one-third of whom may be learned in the law and members of the bar of the county In each county of the third fourth fifth sixth seventh and eighth classes said board shall consist of not less than three nor more than nine members one-third of whom may be surveyors or members of the bar of the county The judges of the court of common pleas shall in each case determine within the aforesaid limits the total number of members of which the board shall be

composed fixing and determining such number as shall be deemed necessary for the proper performance of the duties imposed upon the board The court may also from time to time change the total number of members within the above limits

[In counties of the second class each member of the board of viewers shall receive an annual salary of six thousand five hundred dollars (\$6500)]

In counties of the third [and fourth classes] class each member of the board of viewers shall receive the sum of twelve dollars (\$12.00) per day for each day actually and necessarily spent by him in the performance of the duties of his office and ten (10) cents per mile for each mile actually and necessarily traveled by him in the performance of the duties of his office Provided That however that the amount so received by any member of the board of viewers in counties of the third class shall not exceed exclusive of traveling expenses the sum of two thousand dollars (\$2000) for any calendar year]

[In counties of the fifth and sixth classes each member of the board of county viewers shall receive the sum of ten dollars (\$10.00) per day for each day actually and necessarily spent by him in the performance of the duties of his office and the sum of five (5) cents per mile for each mile actually and necessarily traveled by him in the performance of the duties of his office]

In counties of the seventh and eighth classes each member of the board of viewers shall receive the sum of seven dollars and fifty cents (\$7.50) per day for each day actually and necessarily spent by him in the performance of the duties of his office and five (5) cents per mile for each mile actually and necessarily traveled by him in the performance of the duties of his office

The compensation of said viewers shall be paid monthly by the respective counties under such conditions as to the verification of the time of employment as may be prescribed by rules and regulations which shall be made by the courts of the respective counties The salary board of each county except counties of the second and third class shall fix the compensation of the members of the board of viewers

Section 187 Chief Deputy Compensation The sheriff of each county shall appoint by deed duly recorded in the office for recording deeds a chief deputy whose appointment shall be revocable at pleasure on recording in said office a written revocation thereof The chief deputy during his continuance in office shall have full power and authority to perform any duty incumbent upon such sheriff with like effect in law as if such official act had been done by the sheriff in person regardless of the ability or temporary disability of such sheriff to act while such sheriff continues in office Nothing in this section shall operate to relieve such sheriff or his sureties from liability upon their official bond The salary or compensation of such chief deputy shall be fixed by the salary board [where there is such a board and in other counties by the sheriff]

Section 188 Solicitor in Third Fourth and Fifth Class Counties In all counties of the third fourth and fifth classes the sheriff may appoint one person learned in the law as his solicitor Said solicitor shall advise the sheriff upon all legal matters that may be submitted to him and shall conduct any litigation in connection with the sheriff's office when requested so to do by the sheriff The solicitor shall hold office for the term for which the sheriff was elected The salary of such solicitor in [counties of the third class] each county shall be fixed by the salary board [In counties of the fourth class said solicitor shall receive an annual salary of five hundred dollars (\$500.00) and in counties of the fifth class the salary of the solicitor shall be fixed by the salary board at a sum not exceeding five hundred dollars (\$500.00) per annum Said salaries shall be paid by the county]

Section 6 Section one hundred eighty-nine of said act is hereby amended to read as follows

Section 189 Deputies and Clerks in Counties of the Sixth Class The sheriff in counties of the sixth class

may appoint such deputies and clerks as may be necessary to properly transact the business of his office and shall have power to discharge them from time to time. The number and compensation of such deputies and clerks shall be fixed by the salary board.

Section 7 Section two hundred twenty-four of said act as last amended by the act approved the twenty-third of May one thousand nine hundred thirty-three (P. L. 952) is hereby further amended to read as follows:

Section 224 Appointment of First Deputies Compensation. The prothonotary clerk of the courts of quarter sessions and oyer and terminer and clerk of the orphans' court and register of wills and recorder of deeds shall appoint one first deputy to act in the case of the death or resignation of his principal or when the office shall become vacant from other causes. In counties of the second and third classes the first deputy prothonotary shall be designated from the force of clerks in the prothonotary's office and shall give bond in the penal sum of ten thousand dollars conditioned for the proper and faithful performance of his duties.

The Salary or compensation of said deputies shall be fixed by the salary boards [in counties where there are such boards and in other counties by the officer appointing the deputy.]

Section 8 Sections two hundred thirty-three point one two hundred thirty-five and two hundred thirty-seven of said act as added by the act approved the ninth day of June one thousand nine hundred thirty-one (P. L. 401) are hereby amended and further amended to read as follows:

Section 233.1 Solicitor to Register in Counties of the Fifth Class. In all counties of the fifth class the register of wills is authorized to appoint one person learned in the law as his solicitor. Said solicitor shall advise upon all legal matters that may be submitted to him and shall conduct any litigation when requested so to do by the register of wills. The solicitor shall hold office for the term for which the register of wills was elected and shall receive a salary [of five hundred dollars (\$500) per annum to be paid out of the county treasury] to be fixed by the salary board.

Section 235 Deputy Recorder. The recorder of deeds may appoint a deputy for whose conduct he and his sureties shall be accountable. Such deputy shall be capable in law to do whatever by law appertains to the office of recorder of deeds.

The salary or compensation of the deputy recorder of deeds shall be fixed by the salary board [in counties where there is such a board and in other counties by the recorder of deeds].

Section 237 Solicitor to Recorder of Deeds in Counties of the Fourth Class. In all counties of the fourth class the recorder of deeds may appoint one person as his solicitor. Said solicitor shall advise the recorder of deeds upon all legal matters that may be submitted to him and conduct all litigation connected with the recorder of deeds' office when requested so to do by the recorder of deeds. The solicitor shall hold office for the term for which the recorder of deeds was elected. His salary shall be fixed by the [county commissioners and shall be paid by the county in the same manner as the salaries of other county employes are paid] salary board.

Section 9 Section two hundred fifty-six of said act as last amended by the act approved the twenty-sixth day of May one thousand nine hundred thirty-nine (P. L. 233) is hereby further amended to read as follows:

Section 256 Assistant District Attorneys Number Compensation. In counties of the [second third] fourth fifth and sixth classes the district attorney may appoint such number of assistants learned in the law to assist him in the discharge of his duties as is fixed by [this section] the salary board of the county. The salary board shall fix the salary of each such assistant.

In counties of the second class the district attorney shall have authority to appoint one or more assistants learned in the law not exceeding sixteen in number. One

of said assistant district attorneys who shall be designated as the first assistant shall receive a salary of seventy-five hundred dollars (\$7500) per annum. One of said assistant district attorneys who shall be designated as the second assistant shall receive a salary of sixty-five hundred dollars (\$6500) per annum. Two of said assistant district attorneys shall receive salaries of six thousand dollars (\$6000) per annum each. Four of said assistant district attorneys shall receive salaries of fifty-five hundred dollars (\$5500) per annum each. Two of said assistant district attorneys shall receive salaries of five thousand dollars (\$5000) per annum each. Two of said assistant district attorneys shall receive salaries of forty-five hundred dollars (\$4500) per annum each and four of said assistant district attorneys shall receive salaries of four thousand dollars (\$4000) per annum each. In the event of the appointment of a less number of assistants than sixteen the district attorney shall have the power to determine into which class as to salaries the appointee or appointees shall be placed. Said salaries herein provided shall be paid out of the county treasury.

For all counties of the third class the district attorney shall have authority to appoint a first assistant district attorney at an annual salary of four thousand dollars (\$4000) and three assistant district attorneys at annual salaries of three thousand five hundred dollars (\$3500) each and two assistant district attorneys at annual salaries of three thousand dollars (\$3000) each.

In all counties of the fourth class the district attorney shall have authority to appoint a first assistant district attorney at an annual salary of three thousand five hundred dollars (\$3500) and three assistant district attorneys at annual salaries of three thousand dollars (\$3000) each.

In counties of the fifth class the district attorney shall have authority to appoint not more than two assistant district attorneys. The first assistant district attorney shall receive a salary of two thousand five hundred dollars (\$2500) per annum and the second assistant district attorney shall receive a salary of two thousand dollars (\$2000) per annum.

In counties of the sixth and seventh classes with the approval of the court the district attorney shall have authority to appoint one assistant district attorney except as otherwise provided in this act. In counties of the sixth class having a population of eighty thousand or more such assistant district attorneys shall receive a salary of two thousand dollars (\$2000) and in counties of the sixth class having a population of less than eighty thousand such assistant district attorney shall receive a salary of one thousand two hundred and fifty dollars (\$1250) and in counties of the seventh class seven hundred and fifty dollars (\$750).

In counties of the sixth class where there are two or more judges of the court of common pleas with approval of the court the district attorney may appoint two assistant district attorneys. The first assistant district attorney shall receive a salary of two thousand five hundred dollars (\$2500) per annum and the second assistant district attorney shall receive a salary of two thousand dollars (\$2000) per annum.

The salary board of any county of the third class in case of an emergency or on account of increased business or unusual circumstances or conditions may authorize the district attorney to appoint such additional assistant district attorneys as may be approved by the court. Provided however That the salary of said appointees shall not exceed the minimum salary provided for assistants in the respective offices.

Section 10 Section two hundred fifty-eight of said act as amended by the act approved the ninth day of June one thousand nine hundred thirty-one (P. L. 401) is hereby further amended to read as follows:

Section 258 Clerks in Counties Third Class Indictment and Cost Clerk in Counties of the Fourth Class Compensation. The salary board in all counties of the third class shall have authority to provide for the appointment by the district attorney of such clerks and stenographers

in the office of the district attorney as may be deemed necessary for the proper dispatch of business and at such salaries as the salary board may fix. The district attorney of any county of the fourth class in addition to the assistants hereinbefore authorized may appoint an assistant learned in the law who shall be designated as indictment and cost clerk to assist the district attorney in the discharge of his duties. Such appointee shall hold office during the term of office of the district attorney appointing him but the district attorney may remove such appointees for any cause he deems sufficient and appoint another person duly qualified to fill the vacancy. Such indictment clerk shall receive [the salary of twelve hundred dollars (\$1200) per annum] a salary to be fixed by the salary board.

Section 11 Section two hundred fifty-nine of said act is hereby amended to read as follows:

Section 259 Special Assistants. The district attorney of any county of the seventh and eighth classes may with the approval of the [president judge of the court of quarter sessions or the] salary board [as may be provided by law] appoint an assistant attorney learned in the law to aid in the preparation and trial of any indictment for homicide or murder on behalf of the Commonwealth. Such assistant shall receive such compensation [not exceeding four hundred dollars as may be approved and recommended by the judge presiding at the trial] as may be fixed by the salary board.

Section 12 Section two hundred sixty-two of said act as last amended by the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2619) is hereby further amended to read as follows:

Section 262 Stenographers in Fourth Fifth Sixth Seventh and Eighth Class Counties. In counties of the fourth and fifth classes the district attorney may employ a stenographer or stenographers whose [combined annual salaries in any one of said counties shall not exceed two thousand five hundred dollars (\$2500). Such] salaries shall be fixed by the [district attorney] salary board.

In counties of the sixth class the district attorney may employ a stenographer as an assistant in his office at a salary [of not less than seven hundred fifty dollars (\$750) nor more than one thousand five hundred dollars (\$1500) a year. Said salary] to be fixed by the salary board of the county.

In counties of the eighth class the district attorney may with the consent of the county commissioners employ a stenographer as an assistant in his office at a salary [not to exceed seven hundred and fifty dollars (\$750.00) per year] to be fixed by the salary board.

In counties of the seventh class the district attorney may employ a stenographer as an assistant in his office at a salary [of not less than five hundred dollars and not to exceed one thousand dollars (\$1000) a year] to be fixed by the [county commissioners] salary board.

[The salaries of said stenographers shall be paid by the respective counties in the same manner as other county employees are paid].

Section 13 Section two hundred seventy-seven of said act as amended by the act approved the ninth day of June one thousand nine hundred thirty-one (P. L. 401) is hereby further amended to read as follows:

Section 277 In Counties of the Third and Fourth Classes. In counties of the third class the district attorney may appoint one chief county detective and five assistant county detectives.

The chief county detective shall receive an annual salary of three thousand dollars (\$3000) and the five assistant county detectives shall receive annual salaries of two thousand six hundred dollars (\$2600) each.

In counties of the fourth class the district attorney shall have power to appoint one chief county detective [at an annual salary of three thousand dollars (\$3000)] one assistant chief county detective at an annual salary of two thousand five hundred dollars (\$2500) and two special county detectives [at annual salaries of two thou-

sand dollars (\$200) each] each such detective shall receive an annual salary to be fixed by the salary board.

The salary board of any county of the third class in case of an emergency or on account of increased business or unusual circumstances or conditions may authorize the district attorney to appoint such additional detectives as may be approved by court. Provided however That the salary of said appointees shall not exceed the minimum salaries provided for detectives in counties of the third class].

The salaries and expenses of such detectives in the respective counties shall be paid by the county in the usual manner.

Such county detectives shall hold their positions during the term of the district attorney appointing them and shall be removable at his discretion. They shall have possess and exercise all of the rights and powers conferred by existing law upon constables so far as such laws relate to crimes and criminal procedure and shall when requested by the district attorney make an investigation and endeavor to obtain such evidence as may be required in any criminal case. They shall also perform such other duties as the district attorney may direct. Such county detectives shall be allowed their expenses actually and necessarily incurred in performance of their duties.

Section 14 Section two hundred seventy-eight of said act as last amended by act approved the nineteenth day of June one thousand nine hundred thirty-nine (P. L. 441) is hereby further amended to read as follows:

Section 278 In Counties of the Fifth Class. In counties of the fifth class the district attorney with the approval of the [court of quarter sessions] salary board may appoint one chief county detective and one assistant county detective.

The [court of quarter sessions] salary board shall fix the compensation of the county detectives [and shall direct the clerk of said court to certify the same to the county commissioners who shall draw their warrants on the treasurer in favor of said detectives for the amount so certified].

Such county detectives shall hold their positions during the term of the district attorney appointing them and shall be removable at his discretion. They shall have possess and exercise all the rights and powers conferred by law upon constables in so far as such law or laws relate to crimes and criminal procedure and shall when requested by the district attorney make an investigation and endeavor to obtain such evidence as may be required in any criminal case. They shall also perform such other duties as the district attorney may direct.

Such county detectives shall be allowed their expenses actually and necessarily incurred in the performance of their duties.

Section 15 Section two hundred seventy-nine of said act as amended by the act approved the ninth day of June one thousand nine hundred thirty-one (P. L. 401) is hereby further amended to read as follows:

Section 279 In Counties of the Seventh and Eighth Classes. The district attorney of counties of the seventh and eighth classes may with the approval of the [president judge of the courts] salary board employ one detective for the investigation of any crimes committed within such county. The compensation of such detective shall be fixed by the [district attorney with the approval of the presiding judge of the court] salary board and shall be paid from the county treasury in the usual manner.

Section 16 Section two hundred eighty of said act as last amended by the act approved the nineteenth day of June one thousand nine hundred thirty-nine (P. L. 441) is hereby further amended to read as follows:

Section 280 In Counties of Sixth Class. In all counties of the sixth class the district attorney shall have power to appoint with the approval of the [president judge of the court of common pleas] salary board of such county one county detective at an annual salary [not to exceed four thousand dollars (\$4000)] to be fixed by the salary

board [in counties where there is a salary board and in other counties by the district attorney with the approval of the president judge of said court] Such detective shall also receive his actual and necessary expenses incurred in the performance of his duties. The salary and expenses of such detective shall be paid out of the county treasury in the usual manner.

The county detective herein provided for shall hold his position during the term of the district attorney appointing him and shall be removable at his pleasure. He shall have possess and exercise all the rights and powers conferred by existing laws upon constables so far as such laws relate to crimes and criminal procedure and shall when requested by the district attorney make an investigation and endeavor to obtain such evidence as may be required in any criminal case. He shall also perform such other duties as the district attorney may direct. Provided however That nothing herein contained shall prevent the employment of one or more detectives for special purposes as now provided by law.

Section 17 Section two hundred eighty-one of said act is hereby amended to read as follows

Section 281 Appointment of Special Detective with Approval of Court The district attorney [of any county] in counties of the second and third class may with the approval of the court of quarter sessions whenever said court and district attorney may deem it necessary and in all other counties with the approval of the salary board whenever the court of quarter sessions and the district attorney may deem it necessary appoint an officer as a special detective whose duty it shall be to assist in obtaining such evidence as shall be directed by the district attorney for the Commonwealth in all criminal cases and perform such other duties as the court may direct. The compensation of such special detective shall be fixed by the [president judge of the court of quarter sessions or] the salary board [as the case may be].

Such special detective officer shall be a general police officer and shall have all the powers that are conferred on constables by the existing laws of this Commonwealth so far as they relate to crimes or criminal procedure.

Section 18 Section two hundred ninety-five of said act as amended by the act approved the twenty-third day of May one thousand nine hundred thirty-three (P. L. 953) is hereby further amended to read as follows

Section 295 Clerk Except as hereinafter provided the jury commissioners are hereby authorized to appoint a clerk and fix his compensation with the consent and approval of the salary board [if there be such a board or if not then of the county commissioners for his employment with said jury commissioners in the preparation and in filling the jury wheel or in drawing jurors but in no case shall the compensation of such clerk in counties of the sixth class exceed the amount received by any jury commissioner from such county for the same period of time]. Said appointment of a clerk shall be made within thirty days after the jury commissioners qualify for office and if the jury commissioners shall fail to make such appointment within said time or shall thereafter for a period of thirty days fail to fill any vacancy in said position the county commissioners shall appoint a clerk for them. The compensation of said clerk shall be fixed by the salary board [or the commissioners as the case may be]. In counties of the third class the clerk of the jury commissioners shall be appointed and his compensation fixed by the court of common pleas.

Section 19 Subdivision (o) of article three of said act section three hundred one thereof as amended by the act approved the ninth day of June one thousand nine hundred thirty-one (P. L. 401) is hereby amended to read as follows

(o) Compensation Salaries Fees Salary Boards

Section 301 Salaries and Compensation The salaries and compensation of county officers shall be as now or hereafter fixed by law. The salaries and compensation of all appointed officers clerks stenographers and em-

ployes who are paid from the county treasury in counties of the second and third class shall be as fixed by this act or as may be fixed by the salary board created by law for such purposes in all other counties the salaries and compensation of all appointed officers clerks stenographers and employes who are paid from the county treasury shall be fixed by the salary board created by this act.

Section 302 Fees All county officers shall continue to charge and collect the fees mileage and emoluments of office for their own use or for the use of the county as is now or may hereafter be provided by law and where required by law such fees mileage and emoluments shall be paid to the county treasurer as and when required.

Section 303 Salary Boards Created There is hereby created in each county except counties of the second and third class a salary board which shall consist of the three county commissioners the county controller in counties where there is a controller or the county treasurer in counties where there is no controller. The chairman of the board of county commissioners shall be chairman of the salary board. The board shall meet and organize on the effective date of this act and on the first Monday of January of each year thereafter.

In counties of the second and third class the salary board as provided by law shall continue to exercise the powers and duties conferred upon it and the salaries and compensation of all officers and employes shall be as prescribed by law or as fixed by such salary board as the case may be.

Section 304 Number and Compensation of Officers Deputies Assistants Clerks and Employes At its first meeting on the effective date of this act the board shall subject to limitations imposed by existing law fix the compensation of all appointed county officers and the number and compensation of all deputies assistants clerks and other persons whose compensation is paid out of the county treasury (except employes of county officers who are paid by fees and not by salary) and of all court criers tipstaves and other court employes and of all officers clerks stenographers and employes appointed by the judges of any court and who are paid from the county treasury. Thereupon the number and compensation of all such officers deputies assistants clerks and persons whether fixed by statute or by any other method are hereby repealed. In the event that any salary board shall fail to fix the number or compensation of any such officers deputies assistants clerks or other employes as required by this section the number and compensation shall continue as fixed by or pursuant to law on the effective date of this act with like effect as though the same had been so fixed by the board.

Section 305 Revisions of Salary Schedules At each annual meeting the board shall revise the salary schedule so far as it shall deem such action necessary. From time to time between annual meetings whenever required by any judge county officer or executive head of any separate board commission or division the number of compensation of whose deputies assistants clerks and employes is sought to be fixed the board shall meet and consider and shall fix and determine the same. All salaries fixed under the provisions of this act shall be paid out of the county treasury in the manner provided by law.

Section 306 Procedure and Action of Board (a) Whenever the board shall consider the number of salaries of the deputies assistants clerks or other employes of any county officer or agency such officer or the executive head of such agency shall sit as a member of the board as long as any matter affecting his office or agency is under consideration and no longer.

(b) Whenever the board shall consider the number or salaries of the court criers or tipstaves or other court employes the president judge of the court shall sit as a member of the board as long as any matter affecting the court criers tipstaves or employes of his court is under consideration and no longer.

(c) Whenever the board shall consider the number or salaries of the officers clerks stenographers or employes

appointed by any judge of any court such judge shall sit as a member of the board as long as any matter affecting any of his appointees is under consideration and no longer

(d) The decision of a majority shall govern Each board shall keep a correct minute book of its proceedings in all cases heard and determined by it Such minute book shall be a public record

Section 307 Appeals If after any decision is made any officer or executive head or any judge of any court is of the opinion that the number of his deputies assistants clerks or other employes is too few or the compensation provided for any of them is too low he may appeal from the action of the board to the court of common pleas of the county which shall hear and determine such appeal as promptly as possible The decision of the court shall be final

Section 20 The following acts and parts of acts and their amendments are hereby repealed as indicated in so far as they relate to counties of the fourth fifth sixth seventh and eighth class

(1) Sections thirteen and fourteen of the act approved the thirty-first day of March one thousand eight hundred seventy-six (P. L. 13) entitled "An act to carry into effect section five of article fourteen of the constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasury in counties containing over one hundred and fifty thousand inhabitants" except in so far as they fix salaries of elected county officers

(2) The act approved the eleventh day of April one thousand nine hundred three (No 126 P. L. 166) entitled "A supplement to an act entitled 'An act for the better and more impartial selection of persons to serve as jurors in each of the counties of this Commonwealth' approved the tenth day of April one thousand eight hundred and sixty-seven providing for a clerk to the jury commissioners and regulating his compensation" absolutely

(3) The act approved the eleventh day of April one thousand nine hundred three (P. L. 167) entitled "An act creating the office of assistant district attorney in the several counties of this Commonwealth having over one hundred and fifty thousand inhabitants providing for the appointment of one or more persons in each of said counties to fill said office prescribing the qualifications duties and terms of office of said officers and fixing their salaries in accordance with existing legislation" absolutely

(4) Section six of the act approved the first day of May one thousand nine hundred seven (P. L. 135) entitled "An act relating to the appointment of stenographers and assistant stenographers to report proceedings in the several courts of common pleas and orphans' courts courts of oyer and terminer and general jail delivery and courts of quarter session of the peace of this Commonwealth as well as before commissioners masters and special masters in chancery referees examiners auditors and other officers prescribing their powers and duties and when such reports shall be evidence of the facts reported prescribing their compensation and allowances for expenses when the same shall be paid by the county wherein such stenographers or assistant stenographers are employed and when by the parties to such proceedings and repealing an act entitled 'An act directing the appointment of official stenographers in the several civil courts of this Commonwealth authorizing the appointment of stenographers by examiners masters referees commissioners and auditors authorizing the appointment of assistant stenographers repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation' approved May fifteenth one thousand eight hundred and seventy-four repealing 'An act to authorize the appointment of stenographers in the several courts of this Commonwealth prescribing their duties and fixing their compensation' approved May eighth one thousand eight hundred and seventy-six and repealing 'An act defining the duty of court stenographers in the several counties in this state' approved June tenth one thousand eight hundred and eighty-one' approved the twenty-fourth day of

May one thousand eight hundred and eighty-seven but such repeal not to revive any law repealed by the said act of twenty-fourth of May one thousand eight hundred and eighty-seven" absolutely

(6) The act approved the twenty-seventh day of April one thousand nine hundred eleven (P. L. 86 No. 83) entitled "An act regulating the compensation of court criers and tipstaves in counties containing more than ninety thousand and less than one hundred and fifty thousand inhabitants providing for the payment of the same by the particular county limiting the number of tipstaves to be appointed and repealing an act of Assembly entitled 'An act to regulate the fees of court criers and tipstaves of the courts in judicial districts containing more than ninety thousand and less than one hundred and fifty thousand inhabitants' approved the twenty-ninth day of April Anno Dimini one thousand nine hundred and nine" absolutely

(10) Section two of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1042) entitled "An act authorizing county controllers in counties having a population of more than one hundred thousand and less than one hundred and fifty thousand inhabitants to appoint a solicitor prescribing the duties of said solicitor and fixing his salary" in so far as it relates to compensation

(17) The act approved the thirty-first day of March one thousand nine hundred twenty-one (P. L. 71 No. 39) entitled "An act providing for the salaries of court criers and tipstaves of the several courts in counties of the fourth class" absolutely

(19) The act approved the thirty-first day of May one thousand nine hundred twenty-three (P. L. 474 No. 259) entitled "An act fixing the salary of court criers in counties of the sixth class" absolutely

(20) The act approved the twenty-seventh day of April one thousand nine hundred twenty-five (P. L. 343) entitled "An act providing for the compensation of the county solicitor and the solicitor of the county controller in counties of the third and fourth class" absolutely

(21) Section six of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 559) entitled "An act fixing the salary of sheriffs in counties of the sixth class providing for the payment for the care and maintenance of prisoners where the sheriff is the keeper of the jail requiring all fees and mileage earned by sheriffs in such counties to be paid into the county treasury for the use of the county providing for the appointment and compensation of deputies and clerks and prescribing penalties" in so far as it provides for fixing the number and compensation of deputies and clerks

(24) The act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1270 No 439) entitled "An act empowering the salary board of counties of the fourth class to fix the salary of the prison warden" absolutely

(30) The act approved the nineteenth day of March one thousand nine hundred forty-three (P. L. 18) entitled "An act authorizing during the present war time emergency cities counties and other political subdivisions to pay compensation to their officers (except officers elected by the people) employes and others who are paid out of their treasuries in addition to the compensation fixed by act of Assembly validating ordinances and other legislative acts authorizing such payments and all payments made thereunder and suspending existing laws" in so far as it relates to counties

(31) Sections four hundred one and four hundred two of the act approved the twenty-first day of May one thousand nine hundred forty-three (P. L. 571) entitled "An act relating to assessment for taxation in counties of the fourth fifth sixth seventh and eighth classes designating the subjects property and persons subject to and exempt from taxation for county borough town township school except in cities and county institution district purposes and providing for and regulating the assessment and valuation thereof for such purposes creating in each such county a board for the assessment and revision

of taxes defining the powers and duties of such boards providing for the acceptance of this act by cities regulating the office of ward borough town and township assessors abolishing the office of assistant triennial assessor in townships of the first class providing for the appointment of a chief assessor assistant assessors and other employes providing for their compensation payable by such counties prescribing certain duties of and certain fees to be collected by the recorder of deeds and eliminating the triennial assessment" in so far as they relate to compensation

All other acts and parts of acts inconsistent herewith are hereby repealed

Section 21 The provisions of this act shall become effective on the first day of July one thousand nine hundred forty-seven

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—145

Aaronson.	Gallagher.	Loftus.	Robbins.
Baumunk.	Getchey.	Lovett.	Royer.
Beech.	Gibson.	Lyons.	Sax.
Bender.	Goodling.	Madigan.	Serrill.
Bloom.	Graybill.	Mazza.	Shoemaker.
Bonawitz.	Greenwood.	McCosker.	Simons.
Boorse.	Griffiths.	McCullough.	Smith. C. C.
Bower.	Guthrie.	McDonald.	Sollenberger.
Brelsich.	Gyger.	McMillen.	Sorg.
Brunner.	Haller.	Mikula.	Sproui.
Cadwalader.	Haudenshield.	Miller.	Stank.
Cassidy.	Helm.	Mohr.	Stimmel.
Clevenger.	Henry.	Moore. C. E.	Stockham.
Cook.	Hewitt.	Morrison.	Stonier.
Cooper.	Hocker.	Murray.	Stuart.
Cordier.	Hoffman.	Myers.	Swope.
Costa.	Hoopes.	Najaka.	Thomassy.
Crowley.	Horan.	Naumann.	Thompson.
Dague.	Imbt.	Neff.	Tittle.
Dalrymple.	Jennings.	Nelson.	Tompkins.
Davison.	Johnson.	O'Dare.	Toomey.
De Long.	Johnston.	O'Donnell.	Upshur.
Demech.	Jones.	O'Neill.	Vaughan.
Dennison.	Jump.	Patten.	Waldron.
Depuy.	Kean.	Pichney.	Wallin.
Dix.	Kelley.	Pickens.	Waterhouse.
Dye.	Kemp.	Polaski.	Watkins.
Efenberg.	Kent.	Powers.	Watson.
Erb.	Kline.	Price.	Wescott.
Ewing.	Kohl.	Propert.	West.
Feola.	Kurtz.	Ragot.	Wood.
Fish.	Laughner.	Readinger.	Yeakel.
Fiss.	Layer.	Reagan.	Yetzer.
Flack.	Lee.	Reese. D. P.	Young.
Fleming.	Lelsey.	Reilly. J. M.	Lichtenwalter.
Foor.	Livingston.	Richter.	Speaker
Frost.	Livingstone.		

NAYS—51

Andrews.	Evans.	Orban.	Smith. C. M.
Bane.	Goff.	Petrosky.	Snider.
Barrett.	Gorman.	Reese. R. E.	Turner.
Bentzel.	Greer.	Relly. W. J.	Verona.
Boles.	Hall.	Riley.	Wachhaus.
Brice.	Kirley.	Robertson.	Wagner.
Buchin.	McKinney.	Rose.	Walton.
Capano.	Mills.	Rowen.	Wheeler.
Chervenak.	Mintess.	Sarra.	Wolf.
Chudoff.	Mooney.	Scanlon.	Worley.
Cochran.	Moore. H. A.	Schuster.	Yester.
Cole.	O'Connor.	Scott.	

NOT VOTING—9

Brown.	Madden.	Needham.	Trout.
Elder.	McCormack.	Root.	Weidner.
Kratz.	Mihm.	Tahl.	Weiss.
Krise.			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 507, as follows:

An Act abolishing all existing county salary boards in counties of the fourth fifth sixth seventh and eighth class and providing for the transfer of their books records and property

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The salary board of each county of the fourth fifth sixth seventh and eighth class having a salary board for any purpose is hereby abolished. Each such existing salary board shall on the effective date of this act transfer all of its books records minutes papers property and equipment to the salary board created in the county by amendment to the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) known as "The General County Law"

Section 2 The following acts and parts of acts and their amendments are hereby repealed as indicated in so far as they apply to counties of the fourth fifth sixth seventh and eighth class

(1) Section seven of the act approved the thirty-first day of March one thousand eight hundred seventy-six (P. L. 13) entitled "An act to carry into effect section five of article fourteenth of the constitution relative to the salaries of county officers and the payment of fees received by them into the state or county treasury in counties containing over one hundred and fifty thousand inhabitants" absolutely

(2) The act approved the fifth day of July one thousand eight hundred eighty-three (P. L. 182) entitled "An act repealing section first of an act entitled 'An act repealing section seventh of an act entitled 'An act to carry into effect section five of article fourteenth of the Constitution relative to the salaries of county officers and the payment of fees received by them into the State or county treasury in counties containing over one hundred and fifty thousand inhabitants' approved the thirty-first day of March Anno Domini one thousand eight hundred and seventy-six and also repealing the supplement to said act approved the twenty-third day of March Anno Domini one thousand eight hundred and seventy-seven and conferring upon councils in cities of the first class the power of fixing the number and salaries of certain employes' approved the twenty first day of May Anno Domini one thousand eight hundred and seventy-nine and conferring upon the county commissioners and county controllers where such office exists in all counties containing less than five hundred thousand inhabitants and more than three hundred thousand the power of fixing the number and salaries of certain deputies clerks or employes" absolutely

(3) Section seven of the act approved the twentieth day of May one thousand nine hundred twenty-one (P. L. 1006) entitled "An act relating to certain county officers in counties of the fifth class providing for their salaries and the compensation of deputies and clerks in the respective county offices establishing a salary board and defining its powers and duties placing certain duties on the county commissioners county controllers and county auditors requiring the payment into the respective county treasury of the fees of such county officers and providing penalties for violation of this act" absolutely

(4) Section five of the act approved the twelfth day of April one thousand nine hundred twenty-three (P. L. 62) entitled "An act relating to treasurers in counties of the

fifth class providing for their salaries bonds offices and supplies and the compensation of deputies and clerks" absolutely

(5) Section five of the act approved the twenty-ninth day of June one thousand nine hundred twenty-three (P. L. 944 Act No 375) entitled "An act relating to salaries compensation bonds offices and supplies of certain county officers their deputies and clerks in counties of the sixth class" absolutely

(6) Section seven of the act approved the eleventh day of July one thousand nine hundred twenty-three (P. L. 1054) entitled "An act relating to certain county officers in counties of the fifth class providing for their salaries and the compensation of deputies and clerks in the respective county offices establishing a salary board and defining its powers and duties placing certain duties on the county commissioners county controllers and county auditors requiring the payment into the respective county treasury of the fees of such county officers and providing penalties for violation of this act" absolutely

All other acts and parts of acts inconsistent herewith are hereby repealed

Section 3 The provisions of this act shall become effective the first day of July one thousand nine hundred forty-seven

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, the House has just passed what is probably in principle about the worst piece of legislation that has weathered the gale in this chamber. Of course, Senate Bill 507 is a companion bill to 506.

Under the set-up that we are furthering, in a county where you happen to have the row officers who are Democrats and the judges are Republicans, and you have a District Attorney who is Republican and the rest of the row officers are Democrats, the Democrats could tell the District Attorney how many assistants he could have and what he could pay them, and they can tell your Republican judge how many tipstaves he can have and what he could pay them. As we expect, here and there you will have Republican judges in this state, and we will gradually work into control of the row offices. We say take this bad piece of legislation, and the day will come when we will have our day in court.

Mr. RAGOT. Mr. Speaker, during this session of the Legislature we have passed salary bills for all the county officers, and salary bills for the judges. There are some of the court officers whose salaries we did not raise. The court criers and tipstaves are two that I may mention. Also at the last session of the Legislature they passed a bill giving a temporary increase to these officers. This temporary increase expires the first of January. Now, we are asked to vote on these two companion bills. It is the only way in which this sort of forgotten man can be taken care of; it is the only way left to us now with the time remaining for this session of the Legislature to do the right thing by these people. We raised everybody else's salaries. We should not cut these fellows' salaries.

Mr. Speaker, as I understand this bill, the court officers will be turned over to the salary board instead of to the Legislature. They will be the ones who will decide what the salaries shall be. I believe that both of these are very good bills and should be passed.

Mr. BANE. Mr. Speaker, I had no intention to get up

and debate this bill, but I agree with the Minority Leader and disagree with the gentleman who just debated the bill.

I admit that the court criers and the tipstaves haven't gotten a raise. A bill was introduced in the House for the purpose of equalizing the salaries. If you think that the salary board bill is going to accomplish that I might only suggest to you that in my own county where during the period of the existence of the temporary increase in salaries the tipstaves, they all didn't get the advantage of the fifty dollar increase under the act because we had dissension between the Republican commissioners and the Democratic judges. Now, we find ourselves going back to the identical situation. I do not believe the court criers and the tipstaves in my county are going to get any increase under this bill. I certainly do not think that this House is going to accomplish it under this act.

Mr. ANDREWS. Mr. Speaker, the gentleman has given us a somewhat naive interpretation of this bill. He is talking about tipstaves. On page 24 of the bill, Section 27, in counties of the fourth class "The District Attorney may appoint one chief county detective and as many assistant county detectives as may be fixed by the salary board; each detective shall receive a salary to be fixed by the salary board." The same thing applies to his assistants. The salary board has the District Attorney by the throat, and under the terms of this bill, or the two bills, the salary board has the court by the throat as far as employees are concerned. Tipstaves did not figure in this particular bill at all. It was the control of the employees of the District Attorney's office and the employees of the court.

Mr. SORG. Mr. Speaker, again I say I am going to vote for a measure on its own merits. I am going to put the county employees under the supervision of the salary board of the municipality that has the duty to raise the taxes to pay them.

Mr. ANDREWS. Mr. Speaker, I might say that this is a political scrap in certain counties in this Commonwealth where scraps are aplenty.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—152

Aaronson.	Goodling.	Madden.	Robertson.
Baumunk.	Gorman.	Madigan.	Rowen.
Beech.	Graybill.	Mazza.	Royer.
Bender.	Greenwood.	McCosker.	Sax.
Bloom.	Greer.	McDonald.	Scott.
Bonawitz.	Griffiths.	McCullough.	Serrill.
Boorse.	Guthrie.	McKinney.	Shoemaker.
Bower.	Haller.	McMillen.	Simons.
Breich.	Haudensfield.	Mikula.	Smith, C. C.
Brunner.	Helm.	Miller.	Smith, C. M.
Cadwalader.	Henry.	Mintess.	Solienberger.
Cassidy.	Hewitt.	Mohr.	Sorg.
Clevenger.	Hocker.	Moore, C. E.	Sproul.
Cook.	Hoffman.	Moore, H. A.	Stank.
Cooper.	Hoopes.	Morrison.	Stimmel.
Cordier.	Horan.	Murray.	Stockham.
Costa.	Imbt.	Myers.	Stonier.
Crowley.	Jenllings.	Najaka.	Stuart.
Dairymple.	Johnson.	Naumann.	Swope.
Davison.	Johnston.	Needham.	Thomassy.
De Long.	Jones.	Neff.	Tittle.
Demech.	Jump.	Nelson.	Tompkins.
Dennison.	Kean.	O'Dare.	Toomey.
Depuy.	Kelley.	O'Donnell.	Upshur.
Dix.	Kemp.	O'Neill.	Vaughan.
Dye.	Kent.	Patten.	Wachhaus.

Efenberg.	Kline,	Pichney.	Waldron.
Erb.	Kohl,	Pickens.	Walton.
Ewing.	Krise,	Powers.	Waterhouse.
Feola.	Kurtz,	Price.	Watkins.
Fish.	Laughner.	Propert.	Watson.
Fiss.	Layer.	Ragot.	Weidner.
Flack.	Lee.	Readinger.	Wescott.
Fleming.	Leisey.	Reagan.	Wood.
Foor.	Livingston.	Reese. D. P.	Yeakel.
Frost.	Livingstone.	Relly. W. J.	Young.
Gallagher.	Loftus.	Richter.	Lichtenwalter.
Getchey.	Lyons.	Robbins.	Speaker

NAYS—37

Andrews.	Evans.	Petrosky.	Turner.
Bane.	Goff.	Polaski.	Verona.
Barrett.	Hall.	Relly. J. M.	Wagner.
Bentzel.	Kirley.	Riley.	Weiss.
Boles.	Lovett.	Rose.	West.
Brice.	Mills.	Sarraff.	Wheeler.
Brown.	Mooney.	Scanlon.	Wolf.
Chervenak.	O'Connor.	Schuster.	Worley.
Chudoff.	Orban.	Snider.	Yester.
		Thompson.	Yetzer.

NOT VOTING—16

Bucchin.	Dague.	Kratz.	Root.
Capano.	Elder.	McCormack	Tahl.
Cochran.	Gibson.	Mihm.	Trout.
Cole.	Gyger.	Reese R. E.	Wallin.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 533, as follows:

An Act to amend the title and act approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 837) entitled "An act providing for and requiring in certain cases preference in appointments to public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged and in certain cases for the widows and wives of such persons" by extending the provisions of the act to retention in public position or on public works in certain cases

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The title of the act approved the twenty-second day of May one thousand nine hundred forty-five (P. L. 837) entitled "An act providing for and requiring in certain cases preference in appointments to public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged and in certain cases for the widows and wives of such persons" is hereby amended to read as follows

An Act providing for and requiring in certain cases preference in appointments to and retention in public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged and in certain cases for the widows and wives of such persons

Section 2 Said act is hereby amended by adding immediately following section six thereof a new section to read as follows

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. EVANS. Mr. Speaker, I desire to interrogate the Majority Leader, Mr. Sorg.

The SPEAKER. Will the gentlemen from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. EVANS. Mr. Speaker, I have heard many conflicting opinions as to the provisions of this bill, and for my own information and for the information of other Members of the House, I would like to know in just what way this bill would affect veterans and non-veterans.

Mr. SORG. I shall first state to the gentleman my opinion as to the intent of the bill, what it seeks to accomplish, and then I propose to yield to the gentleman from Allegheny, Mr. Vaughan, who is familiar with its provisions.

It is my understanding that this bill seeks to repeal certain temporary appointments or repeal the act under which the temporary appointments have been made recently. Under the repeal of the provisions setting up these temporary appointments, a number of veterans have been dismissed until they qualify, or they are subject to dismissal until they do qualify by examination and other procedure necessary for permanent employment. Under the bill they will be given credit for seniority for the period of time that they were in the service.

Mr. EVANS. Mr. Speaker, I desire to ask the gentleman another question. Does this bill apply only to service people who before entering the service engaged in any public position or public work in this Commonwealth or its political subdivisions, or does it apply to all service people even though before entering the service they did not work in any of the capacities that I have mentioned?

Mr. SORG. Mr. Speaker, I believe that it applies to all servicemen, whether they previously held public office or public employment or not.

Mr. EVANS. Mr. Speaker, does the bill set up a system of super-seniority?

Mr. SORG. Mr. Speaker, the gentleman might use that term accurately, I believe. I suggest that I will vote for the bill, nevertheless.

Mr. EVANS. Mr. Speaker, I thank the gentleman.

As a veteran and as a Member of this House I certainly have no desire to oppose any legislation that will be beneficial to the veterans, provided, however, that that legislation is drawn within the realm of reason and fairness. From answers just given to me by the Majority Leader, this bill sets up a system of super-seniority for veterans, for all ex-service people in this Commonwealth.

In my opinion Senate Bill No. 533 amends P. L. 837, the Veterans Preference Act.

As PL 837 now stands it is impossible for any non-veteran to receive a promotion as long as there is a veteran who possesses the requisite qualifications. This in itself, as far as promotions are concerned, gives veterans a tremendous advantage, and may have the effect of stifling all initiative and ambition of the non-veteran. As PL 837 now stands it gives all veterans absolute preference.

PL 870, the Emergency Act, which suspends civil service until six months after cessation of hostilities, provides that veterans will not be given less credit for time spent in the

armed service than he would have received had he stayed in a position covered by civil service.

Senate Bill 760, which is to repeal the Emergency Act, also amends the Civil Service Act to include the protection clause for veterans.

S 533 proposes to amend PL 870 by adding section 6.1 which reads: "Whenever a reduction in force is necessary in any public position or on public works of this Commonwealth and its political sub-divisions and personnel are discharged according to seniority the number of years of seniority of any soldier shall be determined by adding his total years of service on public works to his total years of service as a member of the armed forces of the United States or in any woman's organization officially connected therewith during any war in which the United States engaged".

If section 6.1 is interpreted to mean that a person, who, before their entry into the armed services was engaged in a position in the public employ, should be given toward seniority a total of their time spent in such position plus time spent in the armed forces, then section 6.1 is unnecessary, because such protection is already provided.

If however section 6.1 is interpreted to mean that time spent in the armed forces before any employment in public service is to be counted, not only toward helping to secure an appointment, but is also to be added to the first, and to all subsequent promotions, and also to be used in computing seniority in retention of appointments and promotions, then it is not only unfair, but also is bad for morale, will tend to produce inefficiency, and may lead to a complete break-down of civil service.

Under this interpretation it is very possible that a public employee who has been in the public employ for eight or more years, and who, in 1942 received a promotion, to be demoted by a veteran who first became a public employee in 1946, but by virtue of having spent five years in the armed service and several months as a public employee, has piled up a total of years seniority greater than that of the employee with eight or more years in the public employ.

Mr. Speaker, as I said previously, I have no desire to oppose any legislation that is beneficial to veterans, and I have not done so in this session of the Legislature, if that legislation is within reason and fairness. I doubt very seriously if veterans would want this kind of legislation if they knew what it contained. The sponsor of the bill in the Senate is a veteran and apparently in his eagerness to do something for veterans he has not taken into consideration the rights of other people. There were more than one million veterans in Pennsylvania in the last war, and by the same token there were millions of other Pennsylvanians who stayed at home for various reasons. Some could not meet the requirements physically of the armed forces; others were not within the prescribed age limit; some stayed at home to take care of their large families. Due to the explanation I have gotten from the Majority Leader, this bill will permit a veteran who had never worked in public service in his life, to get a job in public service. In case of demotion, or in case where they are going to be laid off he would have a right to take the job with this kind of provision in the bill, even though he had never worked in public service before in his life. Probably one of the most valuable and worthy assets that any person has is his job, and I do

not think it is quite fair to take the job of a man without taking into consideration any of the factors that exist in the case. The United States Supreme Court on the question of super-seniority in industry has already handed down a decision in that court more than a year ago. They have ruled it out in industry, and so if super-seniority is no good in industry and it is ruled out by the United States Supreme Court, then in my opinion it is no good in public work. I am going to vote against this bill.

Mr. VAUGHN. Mr. Speaker, being interested in veterans' legislation I took the liberty of talking to Senator Donlan about this particular piece of legislation. The way he seemed to explain it, when I asked him about super-seniority, he said there wasn't any in this bill. As far as super-seniority is concerned, he explained the bill like this, that the bill is made up on the basis that a man came out of high school or college and served his time in the war. As an illustration he cited one boy who came out of school in July 1942 and was drafted into the army, and another boy in the same class that went out to work in the liquor store. Five years later the one boy came out of the army, and the other boy is still in the liquor store. All this bill does is to give that boy who came out of the army, if he comes into the same liquor store, the same seniority as the man in there. In other words, if he was in there five years he would be given credit for the same seniority.

Mr. COLE. Mr. Speaker, not being a veteran myself but being the father of two veterans in this war, I am very much concerned about veterans' legislation, and I wouldn't want to vote against anything that would discriminate against veterans, but to my mind this bill discriminates against the veterans themselves, for this reason; as it was explained by the Majority Leader, the way I see the bill, let us take for example a liquor store—suppose a man worked in there for six months or one year, served in the armed service two years, got out and got the job. That is proper and all right, but another man who never worked there and then goes and spends five years in the service, the five years would be counted in seniority. It is not fair to the veteran who served two years and came out. Therefore under that interpretation I think that the bill is very unfair for the veterans themselves.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken were as follows:

YEAS—174

Aaronson.	Griffiths.	Miller.	Serrill.
Baumunk.	Guthrie.	Mills.	Shoemaker.
Beech.	Gyger.	Mintess.	Simons.
Bender.	Hall.	Mohr.	Smith, C. C.
Bloom.	Haller.	Mooney.	Smith, C. M.
Bonawitz.	Haudenschild.	Moore, C. E.	Sollenberger.
Borse.	Heltn.	Moore, H. A.	Sorg.
Bower.	Henry.	Morrison.	Sproul.
Brelschi.	Hewitt.	Murray.	Stank.
Brice.	Hocker.	Myers.	Stimmel.
Brunner.	Hoffman.	Najaka.	Stockham.
Cadwalader.	Hoopes.	Naumann.	Stonier.
"	Horan.	Needham.	Stuart.
Clevenger.	Imbt.	Neff.	Swope.
"	Jennings.	Nelson.	Thomassy.
Cooper.	Johnson.	O'Dare.	Thompson.
Cordier.	Johnston.	O'Donnell.	Tittle.
Costa.	Jones.	O'Neill.	Tompkins.
Crowley.			

Dague.	Jump.	Orban.	Toomey.
Dairymple.	Kean.	Patten.	Turner.
Davison.	Kelley.	Petrosky.	Upshur.
De Long.	Kemp.	Pichney.	Vaughan.
Dennison.	Kent.	Pickens.	Verona.
Depuy.	Kline.	Powers.	Wachhaus.
Dye.	Kohl.	Price.	Wagner.
Efenberg.	Kurtz.	Propert.	Waldron.
Elder.	Laughner.	Ragot.	Wallin.
Erb.	Layer.	Reagan.	Walton.
Ewing.	Lee.	Reese. D P..	Waterhouse.
Feola.	Lelsey.	Reilly. J. M..	Watkins.
Fish.	Livingston.	Reilly. W. J..	Watson.
Fiss.	Livingstone.	Richter.	Weidner.
Flack.	Loftus.	Riley.	Wescott.
Fleming.	Lovett.	Robbins.	West.
Foot.	Lyons.	Robertson.	Wolf.
Frout.	Madden.	Rose.	Wood.
Gallagher.	Madigan.	Rowen.	Worley.
Gibson.	Mazza.	Royer.	Yeakel.
Goff.	McCosker.	Sarraf.	Yester.
Goodling.	McCullough.	Sax.	Yetzer.
Gorman.	McDonald.	Scanlon.	Young.
Graybill.	McKinney.	Schuster.	Lichtenwalter.
Greenwood.	McMillen.	Scott.	Speaker
Greer.	Mikula.		

NAYS—17

Andrews.	Chervanek.	Demech.	Krise.
Bane.	Chudoff.	Dix.	Polaski.
Bentzel.	Cochran.	Evans.	Snider.
Capano.	Cole.	Getchey.	Weiss.
			Wheeler.

NOT VOTING—14

Barrett.	Kirley.	O'Connor.	Root.
Boies.	Kratz.	Readinger.	Tahl.
Brown.	McCormack.	Reese. R. E..	Trout.
Bucchin.	Mihm.		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 636, as follows:

An Act to further amend section eight of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 465) entitled "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain act" increasing the amount which may be charged by the department for making the necessary examination for approval of architectural drawings specifications or other data

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section eight of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 465) entitled "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and main-

tenance providing for the licensing of projectionists requiring the submission of plans of examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" as amended by the act approved the twenty-fourth day of May one thousand nine hundred thirty-three (P. L. 997) is hereby further amended to read as follows

Section 8 Approval of Plans It shall be the duty of the owner architect or contractor of every building or structure as described in this act hereafter erected adapted remodeled or altered to submit to the Department of Labor and Industry for approval architectural drawings specifications or other data showing compliance with the provisions of this act and the rules and regulations of the said department which may be promulgated for the enforcement of the provisions of this act No such building or structure shall be erected adapted remodeled or altered until such plans have been examined and approval given by the Department of Labor and Industry and a building permit obtained in municipalities where such permit is required by ordinance

For making the necessary examination for approval of architectural drawings specifications or other data the department shall make a charge equal to the actual cost of making such examinations not however to exceed the sum of [twenty-five dollars (\$25.00)] fifty dollars (\$50) and no such drawings specifications or other data shall be approved until payment is made of the fee charged therefor All fees received by the said department for making such examinations shall be paid into the State Treasury through the Department of Revenue

Any such owner architect or contractor whose drawings or specifications have been submitted to and approved by said department as herein provided may proceed with the erection adapting remodeling or altering of such building or structure without submitting such drawings or specifications to or obtaining the approval of any other department board or agency of the State government

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. PETROSKY. Mr. Speaker, Senate Bill No. 636 is drawn up and brought over from the Senate for the consideration of the House specifically for one purpose and one purpose only. That is to raise the fees for the necessary examination and approval of architectural drawings. When plans and drawings are shown to the department, it takes approximately five minutes to study the plans and to approve same. The fee for such work in the past has been twenty-five dollars for this approval, which is paid by the applicant who is submitting such plans to be approved for public buildings.

Now then, the Department requests in this proposal that the fee be raised to fifty dollars for such approval. I am going to cite an example of the amount of time that is consumed in this Department by relating and incident that happened to a client of mine just several weeks ago in that Department. I took the gentleman over to the Department, he presented the plans and they were approved, and in five minutes we were out of the office, and they charged us twenty-five dollars. This bill raises it to fifty dollars. If a value of fifty dollars is to be placed on five minutes' work by the Department, I say that that creates an additional burden upon the people

of the Commonwealth of Pennsylvania, especially in this phase of state government.

Mr. LOVETT. Mr. Speaker, I desire to interrogate the gentleman from Elk, Mr. Sorg.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, will the gentleman say that a veteran who went into the Department to have plans approved for a new home or something that he had built for himself and his family,—Mr. Speaker, I am a little confused—in the case of a veteran going in on a public building, would the fee be raised to that particular veteran from twenty-five dollars to fifty dollars?

Mr. SORG. Mr. Speaker, the veteran is in the same class as any other individual when it comes to the construction of a building. It costs no more and no less.

Mr. LOVETT. Mr. Speaker, I want to thank the gentleman.

We hear a lot of talk about protecting the veterans, protecting the people, reducing their income taxes, and a lot of other things. I don't see that it is necessary that we put this additional burden on the people at this time. I think you should defeat this bill.

Mr. SORG. Mr. Speaker, I fear that we have had an epidemic in this legislature of anti-somebody. The gentleman would seek to make this an anti-veterans' bill. The bill is important to the safety of buildings where people gather, and the work involved is much greater than suggested by the gentleman from Westmoreland, Mr. Petrosky, because it takes much more than five minutes. It involves not only the matter of the approval of the plans but the inspection of the building while being constructed, and also the approval of the building itself after the plans will have been approved and the building constructed.

Mr. LOVETT. Mr. Speaker, I desire to interrogate the gentleman from Elk, Mr. Sorg.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, does the gentleman have any idea what the actual expense of inspecting these buildings is.

Mr. SORG. I do have an idea, Mr. Speaker, which I obtained from those who are charged with the responsibility of seeing that the plans are approved. I understand that it was at their request that the bill was introduced because it costs in the neighborhood of fifty dollars.

Mr. LOVETT. Mr. Speaker, do I understand that the gentleman got that information from the Department of Labor and Industry which makes this inspection?

Mr. SORG. That is correct, Mr. Speaker.

Mr. LOVETT. Mr. Speaker, would the gentleman say that the Department of Labor and Industry has been losing in the neighborhood of twenty-five dollars on every one of these inspections?

Mr. SORG. I would say that is so, Mr. Speaker.

Mr. LOVETT. In that case, Mr. Speaker, if the gentleman's statements are true, which I judge they are, as he possibly has been told by the Department, then I will not oppose the bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—163

Aaronson.	Goodling,	Madigan,	Royer,
Baumunk.	Gorman,	McCosker,	Sax,
Beech,	Graybill,	Mazza,	Scott,
Bender,	Greenwood,	McCullough,	Serrill,
Bloom.	Greer,	McDonald,	Shoemaker,
Bonawitz.	Griffiths,	McMillen,	Simons,
Boorse,	Guthrie,	Mikula,	Smith, C. C.,
Bower,	Gyger,	Miller,	Smith, C. M.,
Brelsch,	Hall,	Mintess,	Sollenberger,
Brunner,	Haller,	Mohr,	Sorg,
Capano,	Haudenschild,	Moore, C. E.,	Sproul,
Cassidy,	Helm,	Moore, H. A.,	Stimmel,
Chudoff,	Henry,	Morrison,	Stockham,
Clevenger,	Hewitt,	Murray,	Stonier,
Cook,	Hoffman,	Myers,	Stuart,
Cooper,	Hoopes,	Najaka,	Swope,
Cordier,	Horan,	Naumann,	Thomassy,
Costa,	Imbt,	Needham,	Thompson,
Crowley,	Jennings,	Neff,	Tompkins,
Dalrymple,	Johnson,	Nelson,	Toomey,
Davidson,	Johnston,	O'Dare,	Turner,
De Long,	Jones,	O'Donnell,	Upshur,
Demech,	Jump,	O'Neill,	Vaughan,
Dennison,	Kean,	Orban,	Wachhaus.
Depuy,	Kelley,	Patten,	Wagner,
Dlx,	Kemp,	Pichney,	Waldron,
Dye,	Kent,	Pickens,	Wallin,
Efenberg,	Kline,	Powers,	Walton,
Elder,	Kohl,	Price,	Waterhouse,
Erb,	Krise,	Propert,	Watkins,
Ewing,	Kurtz,	Ragot,	Watson,
Feola,	Laughner,	Readinger,	Weldner,
Fish,	Layer,	Reagan,	Weiss,
Fiss,	Lee,	Reese, D. P.,	Wescott,
Flack,	Lelsey,	Reilly, J. M.,	West,
Fleming,	Livingston,	Reilly, W. J.,	Wolf,
Foor,	Livingstone,	Riley,	Wood,
Frost,	Loftus,	Robbins,	Worley,
Gallagher,	Lovett,	Robertson,	Yeakel,
Getchey,	Lyons,	Rose,	Young,
Gibson,	Madden,	Rowen,	Lichtenwalter,
			Speaker.

NAYS—35

Andrews,	Chervenak,	Mills,	Schuster,
Bane,	Cochran,	Mooney,	Snider,
Barrett,	Cole,	O'Connor,	Stank,
Bentzel,	Dague,	Petrosky,	Tittle,
Boles,	Evans,	Polaski,	Verona,
Brice,	Goff,	Reese, R. E.,	Wheeler,
Brown,	Hocker,	Richter,	Yester,
Bucchin,	Kirley,	Sarrafi,	Yetzer,
Cadwalader,	McKinney,	Scanlon,	

NOT VOTING—7

Kratz,	Mihm,	Tahl,	Trout,
McCormack,	Root,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 678, as follows:

An Act to further amend subsection (b) of section four hundred fifteen and subsection (a) of section six hundred twenty-one point one of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies

and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and interinsurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" further defining group life insurance and group accident and health insurance to include trust funds established by employers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection (b) of section four hundred fifteen of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existin laws" as last amended by the act approved the fifteenth day of May one thousand nine hundred forty-five (P. L. 561) is hereby further amended to read as follows

Section 415 Definition of Group Life Insurance

* * * * *

(b) The following forms of life insurance are hereby declared to be group life insurance within the meaning of this act

(1) Life insurance covering the members of one or more companies batteries troops battalions divisions or other units of the National Guard or naval militia of any State written under a policy issued to the commanding general of the National Guard or commanding officer of the naval militia as the case may be who shall be deemed to be the employer for the purposes of this act the premium on which is to be paid by the members of such units for the benefit of persons other than the employer Provided however That when the benefits of the policy are offered to all eligible members of the unit of the National Guard or naval militia not less than seventy-five per centum of the members of such unit may be so insured

(2) [life] Life insurance covering the members of one or more troops or other units of the State troopers or State police of any State written under a policy issued to the commanding officer of the State troopers or State police who shall be deemed to be the employer for the purposes of this act the premium on which is to be paid by the members of such units for the benefit of persons other than the employer Provided however That when the benefits of the policy are offered to all eligible members of a unit of the State troopers or State police not less than seven-five per centum of the members of such unit may be so insured

(3) [life] Life insurance covering the members of any labor union or organization of police employed by any municipal county or State authority or any organization or association of State employes or public school teachers or nurses written under a policy issued to such nion or organization which shall be deemed to be the employer for the purposes of this act the premium on which is to be paid by the union or organization or by the union or organization and its members jointly and insuring its members for the amounts of insurance based upon some plan which will preclude individual selection for the benefit of persons other than the union or organization or the officials of either Provided however That when the premium is to be paid by the union or organization and its members jointly and the benefits are offered to all eligible members not less than seventy-five per centum of such members may be so insured Provided further That when members apply and pay for additional amounts of insurance a smaller percentage of members may be insured

for such additional amounts if they pass satisfactory medical examinations [and]

(4) [life] Life insurance covering only the lives of members of a group of persons for not more than two thousand five hundred dollars on any one life numbering not less than one hundred new entrants to the group yearly who become borrowers from one lending institution including subsidiary or affiliated companies under agreement to repay the sum borrowed in instalments or who become purchasers of securities merchandise or other property from one vendor under agreement to repay the sum borrowed or to pay the balance of the price of the securities merchandise or other property purchased in instalments in either event to the extent of their indebtedness to said lending institution or vendor but not to exceed two thousand five hundred dollars on any one life written under a policy which may be issued upon the application of and made payable to the lending institution or vendor or other creditor to whom such vendor may have transferred title to the indebtedness as beneficiary the premium on such policy to be payable by the borrower lending institution vendor or other creditor

(5) Life insurance covering the employes of two or more employers in the same industry for the benefit of persons other than the employers written under a policy issued to the trustees of a fund established by such employers which trustees shall be appointed by the employers and shall be deemed the employer for the purposes of this act Such insurance shall be subject to the following requirements (i) The persons eligible for insurance shall be all of the employes of the contributing employers or all of any classes thereof determined by conditions pertaining to their employment The policy may provide that the term "employes" shall include the individual proprietor or partners if any employer is an individual proprietor or a partnership The policy may provide that the term "employes" shall include the trustees or their employes or both if their duties are principally connected with such trusteeship The policy may provide that the term "employes" shall include retired employes (ii) The premium for the policy shall be paid by the trustees wholly from funds contributed by the employers of the insured persons The policy shall insure all eligible persons or all except any as to whom evidence of individual insurability is not satisfactory to the insurer (iii) The amounts of insurance under the policy must be based upon some plan precluding individual selection either by the insured persons or by the trustees or employers

Section 2 Clause (a) of section six hundred twenty-one point one of said act as amended by the act approved the sixth day of April one thousand nine hundred forty-five (P. L. 148) is hereby further amended to read as follows

Section 621.1 Group Accident and Health Insurance (a) Group Accident and Health Insurance is hereby declared to be that form of accident and health insurance covering not less than twenty-five employes or members and in addition may include the employes' or members' dependents written under a master policy issued to a summer camp scout troop college school sytem school or other institution of learning or to the head or principal thereof who or which shall be deemed the policyholder or to any governmental corporation unit agency or department thereof or to any corporation copartnership individual employer or to any association or organization of employes of one employer its affiliates or subsidiaries or to the members of any labor union bar association medical dental or other professional society volunteer fire department or to any organization or association of Federal or State employes or school teachers or school employes or nurses where officers members employes or classes or departments thereof may be insured for their individual benefit or written under a master policy issued to the trustees of a fund established by two or more employers in the same industry for the benefit of persons other than the employers the premium for such policy to be paid by the trustees wholly from funds contributed by the employers of the insured persons

Section 3 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. COLE. Mr. Speaker, I rise in opposition to Senate Bill 678, which would make it an unfair labor practice for an employer to contribute to any funds controlled exclusively or in part by the employees' representative or labor organization.

This bill would give to the employer the exclusive right to control these funds and see to their distribution, and the workers would not have any representation on these boards. To my mind this bill is just another of that group of bills designed to shackle the workers with restrictive laws and is designed primarily to prohibit the setting up of health and welfare funds by groups of people who have of necessity bound themselves together in a labor union to protect their free American rights and to bargain collectively for the welfare of their members. The problem of health and welfare of the workers in this country has become one of the major problems of our whole national economy and is one of the vital problems that must be solved if we are to maintain our free enterprise system.

The success or failure of a solution of problems of health and welfare of the workers by collective bargaining might well determine the extent to which the government may intervene in the field of health and medicine. I cannot understand why any one should propose to prohibit or to limit by law an attempt to provide for the health and welfare of the workers by mutual agreements between the parties concerned.

These funds are used in making payments to employees and their dependents and survivors with respect to wage loss not otherwise compensated at all, or adequately under the provisions of Federal or state law and resulting from sickness, death or retirement and other welfare purposes. Wilful negligence in the enforcement of inadequate safety laws in many instances has resulted in major disasters. The numbers alone in the mining industry, to cite one particular industry, annually from 1906 to 1945 averaged 1981 killed, which means for every working day five men are killed.

The average yearly number injured from 1930 to 1944 is 66,968 permanent, total permanent, partial and temporary disabilities. For the period 1930 to 1944, 1,004,524, more than twice the number of men employed in the industry, each one of whom took his statistical chance, as to whether his injury was one that enabled him to return to work in a few days, a few weeks, or whether he would be crippled for life with his back broken, his eyes shot out or his limbs gone.

Despite all efforts to achieve compensation legislation commensurate with the injuries and permanent disabilities, as well as outright death, today's payments are wholly inadequate. There is not a single state that provides compensation payments adequate to maintain a widowed family, or fairly compensate the injured. On top of all this we have the company doctor who is paid out of the workers' pay envelopes. This doctor is selected by the employer, paid for by the employees and acts in behalf

of the employer in compensation cases, is the company agent in insurance claims, and determines the physical fitness of job applicants. He testifies against the workers in compensation cases, often rendering unfair decisions with the help of the Coroner, who in many cases is also paid by the companies.

In many cases doctors are hired with the understanding that they treat compensation cases free of charge. This pays double dividends to the company, but the workers pay the doctor. I could go on to great length on this subject of abuses of the company doctor system and many other abuses which make it necessary that funds be set up through collective bargaining contracts between employers and employees. This matter of welfare funds is no new thing in employer-employee contracts.

Sweden had this system fifty years ago, Germany had it before the rise of Hitler. France, Belgium, England, Australia, New Zealand and many others have had these funds for years. Our only trouble here is that we are fifty years behind the times in this respect. In these countries I have just mentioned these funds are controlled exclusively by the workers and their organizations, which is right and proper, for who knows the needs of the workers better than the workers themselves? It is no more than just that the men who toil, get injured, crippled for life or give their lives that great fortunes can be made for the great corporations of this nation, be given their just return on the profits of the products which they produce. This return should be in adequate wages and adequate safeguards for their security during sickness, injury and death.

I cannot believe that all of the Members of this House who are representing the industrial workers of the state in their respective districts will vote for this bill which would prohibit workers from seeking redress of such conditions from their employers through collective bargaining contracts. It is inconceivable that such a vote could be cast as would infringe upon the right of a free citizen to contract with an employer upon the conditions under which he is willing to perform labor.

Under this bill employees could not make collective bargaining contracts covering insurance policies unless they are exclusively controlled by the employer. This bill provides machinery for physical examination of employees which could in many instances, if the employer so desired, enable him to get rid of one half of the personnel in some plants through old age, occupational disease and previous injuries.

The workers should have the right to at least have representation on these Boards of Trustees, which this denies them, as these policies are part of a collective bargaining contract, paid in lieu of wages and are placed on the cost of production and passed on to the consumer in the price of the commodity produced.

Mr. SORG. Mr. Speaker, I would like if the gentleman might yield for a question.

The SPEAKER. Will the gentleman yield?

Mr. COLE. I will, Mr. Speaker.

Mr. SORG. I am wondering, Mr. Speaker, if the gentleman is not speaking on Senate Bill 677?

Mr. COLE. I am not, Mr. Speaker.

Mr. SORG. I would like to inquire of the gentleman,

Mr. Speaker, where in Senate Bill 678 such a matter as the gentleman is discussing is stated?

Mr. COLE. In answer to the gentleman, Mr. Speaker, under Senate Bill 678, employes are denied the right to sit in on these funds. They are controlled exclusively by the employer himself. Am I not right, that the employes themselves would have no right to sit in on these funds and the distribution of them, that under the trustee setup they are controlled exclusively by the employer? This bill provides machinery for the physical examination of employes which could in many instances if the employer so desired, get rid of half of the personnel in some plants through old age, occupational disease and previous injuries. The workers should have the right at least to have representation on this Board of Trustees which this bill denies them, as these policies are part of a collective bargaining contract paid in lieu of wages and are placed on the cost of production and passed on to the consumer in the price of the commodity produced.

Mr. SORG. Mr. Speaker, I feel that the bill is entitled to just a little bit further explanation. The real intent of this bill is to qualify employes in establishments where there are too few in number to get group accident and health insurance. Where there are several such groups of employes the bill permits their qualification in order to qualify for such insurance, which everybody agrees is a very salutary provision. It does provide that trust funds be distributed under the direction of those responsible for seeing that the entire amount of the fund is expended for the purpose for which it is intended. This act is unique of all the acts in the forty-eight states in that it specifically provides that in those cases where the employe who might otherwise not be eligible for group insurance can be made eligible under this particular law, that the employers must pay the entire amount of the trust fund. I submit that this bill is fair legislation and recommend it to the Members of this House.

Mr. GREER. Mr. Speaker, in further explanation of this bill I want to say that in the past it was necessary that there be fifty employes before they could be eligible to group insurance. By a bill which was passed by this House, No. 683, that number was reduced to twenty-five. There are many communities in our state where there are not twenty-five employes. Take for example a small community that has, say in the neighborhood of five or six grocery stores and about four or five employes in each of those stores. They could go together and select a trustee for those concerns, and the employers pay in to the trustees the group insurance trust fund. The employes don't pay any of it at all. That can apply to grocery stores; it can apply to small plants and that sort of thing. All that is necessary is that they be in the same business.

Mr. COLE. Mr. Speaker, I still maintain that the way the funds are set up that the employes at least should have representation on the board and that it should not be controlled exclusively by the employer, regardless of whether one firm, two firms or half a dozen firms get together, because after all, any benefits received by this kind of a plan is in lieu of wages and is a part of the wages paid to the employee. Under this particular plan the International Ladies Garment Workers have set up in their collective bargaining contract welfare funds and they are doing a mighty good job. They have a big health

center in New York where they have treated in the past year two hundred and some thousand of their members, and the money contributed is raised through collective bargaining. If this bill goes through this kind of contract will be outlawed because the workers themselves control this fund. On the other hand, an examination of the provisions this bill shows that it would allow the employer any time he wanted to could get rid of any employee through the system of the company doctor, which is still another bad feature of the bill. I ask the Members of the House to defeat the bill.

Mr. SORG. Mr. Speaker, I merely want to remind the Members that a vote to defeat this bill is a vote to continue as ineligible many, many employes who under it might be able to get group insurance, but under the present law cannot.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was requested by Messrs. Chudoff, Petrosky and Mills.

The roll was verified and was as follows:

YEAS—154

Aaronson,	Goodling,	Madigan,	Scott,
Andrews,	Gorman,	McCosker,	Serrill,
Bane,	Graybill,	McCullough,	Shoemaker,
Baumunk,	Greenwood,	McDonald,	Simons,
Beech,	Greer,	McKinney,	Smith, C. C.,
Bender,	Griffiths,	McMillen,	Smith, C. M.,
Bloom,	Guthrie,	Mikula,	Sollenberger,
Bonawitz,	Gyger,	Miller,	Sorg,
Boorse,	Hall,	Mintess,	Sproul,
Bower,	Haller,	Mohr,	Stimmel,
Brelsich,	Haudenschild,	Moore, C. E.,	Stockham,
Brice,	Helm,	Moore, H. A.,	Stonier,
Brunner,	Henry,	Murray,	Stuart,
Cadwalader,	Hewitt,	Myers,	Thompson,
Cassidy,	Hocker,	Naumann,	Tittle,
Clevenger,	Hoffman,	Neff,	Tompkins,
Cook,	Hoopes,	Nelson,	Toomey,
Cooper,	Horan,	O'Dare,	Turner,
Costa,	Imbt,	O'Donnell,	Upshur,
Dalrymple,	Jennings,	Orban,	Vaughan,
Davison,	Johnson,	Patten,	Verona,
De Long,	Johnston,	Pichney,	Wagner,
Dennison,	Jones,	Pickens,	Waldron,
Depuy,	Jump,	Price,	Wallin,
Dix,	Kean,	Proper,	Walton,
Dye,	Kelley,	Ragot,	Waterhouse,
Elder,	Kemp,	Reagan,	Watkins,
Erb,	Kent,	Reese, D. P.,	Watson,
Ewing,	Kline,	Reilly, J. M.,	Weidner,
Feola,	Krise,	Reilly, W. J.,	Wescott,
Fish,	Kurtz,	Richter,	West,
Fiss,	Laughner,	Riley,	Wolf,
Flack,	Layer,	Robbins,	Wood,
Fleming,	Lee,	Robertson,	Worley,
Foor,	Lelsey,	Rose,	Yeakel,
Frost,	Livingston,	Rowen,	Young,
Gallagher,	Loftus,	Royer,	Lichtenwalter,
Gibson,	Lyons,	Sax,	Speake,
Goff,	Madden,		

NAYS—42

Barrett,	Efenberg,	Najaka,	Schuster,
Buchlin,	Evans,	Needham,	Snider,
Capano,	Getchey,	O'Connor,	Stank,
Chervenak,	Kirley,	O'Neill,	Swope,
Chudoff,	Kohl,	Petrosky,	Thomassy,
Cochran,	Livingstone,	Polaski,	Wachhaus,
Cole,	Lovett,	Powers,	Weiss,
Cordier,	Mazza,	Readinger,	Wheeler,
Mills,	Moooney,	Reese, R. E.,	Yester,
Dague,	Morrison,	Sarra,	Yetzer,
Demech,		Scanlon,	

NOT VOTING—9

Bentzel, Boles, Brown,	Kratz, McCormack,	Mihm, Root,	Tahl, Treat.
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The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

SENATE MESSAGES

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 16, 1947.

Resolved, (if the Senate concurs), That House Bill No. 182, Printer's No. 574, entitled "An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to cooperate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Board of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board" by changing the qualifications relating to pensions of blind persons, be recalled from the Governor for further consideration.

AMENDED SENATE BILL CONCURRED
IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 588.

An Act to further amend section one thousand four hundred eighteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may inconsistent therewith" requiring the furnishing of free transportation or board and lodging in certain cases

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON SENATE BILL No. 218

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 218.

An Act to further amend the first paragraph of section nine hundred seventy-six of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by further providing procedure for rejection of nomination petitions papers or certificates

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON SENATE BILL No. 545

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 545.

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adoption" further providing for the jurisdiction of adoption proceedings the contents of petitions necessary consents hearings and decrees and validating certain adoptions

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON HOUSE BILL No. 195

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

HOUSE BILL No. 195.

An Act prohibiting discrimination in rate of pay because of sex conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties

HOUSE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bills from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 492.

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace offi-

cers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by increasing the compensation and raising the maximum compensation in certain cases

HOUSE BILL No. 726.

An Act to amend section two of the act approved the twelfth day of May one thousand nine hundred eleven (P. L. 295) entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one providing for the levy collection and disbursement of taxes and water-rents or rates and conferring certain powers and duties in reference thereto upon the city treasurer the board of water assessors and the collector of delinquent taxes and repealing certain acts relating to matters herein provided for" by fixing a limit for taxes to be levied on real estate

HOUSE BILL No. 1114.

An Act to amend thereof section four hundred seventeen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" further regulating the compensation of watchers

HOUSE BILL No. 1193.

An Act authorizing public utility corporations engaged in transmitting electricity or transporting steam water gas oil or gasoline by pipe to obtain rights of ways across public property in Cities of the First Class upon the consent of such city

With the information that the Senate has passed the same without amendment.

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 805

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 805, entitled:

An Act to amend section twenty-five of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employees and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employees requiring county officers and boards to furnish information to said commission concerning taxable resident in said county as to their eligibility for jury ser-

vice repealing inconsistent legislation and prescribing punishment for the violation hereof" increasing the salaries of members of the commission

And has appointed Messrs. Crider, Mahony and Holland a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 817

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 817, entitled:

An Act defining and regulating certain installment sales of motor vehicles; prescribing the conditions under which such sales may be made and regulating the financing thereof; regulating and licensing persons engaged in the business of making or financing such sales; prescribing the form, contents and effect of instruments used in connection with such sales and the financing thereof; prescribing certain rights and obligations of buyers, sellers, persons financing such sales and others; limiting incidental charges in connection with such instruments; and fixing maximum interest rates for delinquencies, extensions and loans regulating insurance in connection with such sales; regulating reposessions, redemptions, resales and deficiency judgments, and the rights of parties with respect thereto; authorizing extensions, loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties; and repealing certain acts

And has appointed Messrs. Becker, Lord and Rosenfeld a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

SENATE RECEDES FROM NONCONCURRENCE IN AMENDMENTS TO SENATE BILL No. 720

The Clerk of the Senate being introduced, informed that the Senate recedes from its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 720, entitled:

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by changing the effective date thereof

SENATE RECEDES FROM NONCONCURRENCE IN AMENDMENTS TO SENATE BILL No. 760

The Clerk of the Senate being introduced, informed that the Senate recedes from its non-concurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 760, entitled:

An Act to further amend section two hundred five subsection (2) of section two hundred six and sections five hundred one five hundred two five hundred seven eight hundred two and eight hundred seven and to amend subsection (b) of section three Article II sections three hundred one four hundred one six hundred three six hundred four six hundred six six hundred seven seven hundred one seven hundred four eight hundred four eight hundred six and nine hundred four of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of position adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employees of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriations and repealing certain acts and parts thereof" by further regulating and improving the civil service of certain departments and agencies of the Commonwealth and repealing an existing law

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 378

The SPEAKER laid before the House the report of the Committee of Conference on Senate Bill No. 378.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 707

The SPEAKER laid before the House the report of the Committee of Conference on Senate Bill No. 707.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 814

The SPEAKER laid before the House the report of the Committee of Conference on Senate Bill No. 814.

The SPEAKER. This being a Senate Bill, the report will lie over for printing by the Senate.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 805

The SPEAKER laid before the House the report of the Committee of Conference on House Bill No. 805.

The SPEAKER. The report will lie over for printing.

SENATE MESSAGES

AMENDED HOUSE BILLS RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1041.

An Act to provide for the minimum salaries and classification of the faculties of state teachers colleges.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the title, page 1, line 1, by striking out the following: "Qualifications classification leaves of absence and regulations of the administrative officers heads of special service departments and" and inserting in lieu thereof the words "and classification of the."

Amend section 1, page 1, line 2 by striking out after the word "faculty" the words "or supervisory staff"; page 2 by striking out on line 2 the words "and increments" and all of lines 3 to 18 inclusive; page 3, by striking out all of lines 1 to 20 inclusive; page 4 by striking out all of lines 1 to 19 inclusive; page 5, by striking out all of lines 1 to 20 inclusive; page 6 by striking out all of lines 1 to 19 inclusive; page 7 by striking out all of lines 1 to 19 inclusive; page 8 by striking out all of lines 1 to 19 inclusive, and page 9 by striking out all of lines 1 to 6 inclusive, and inserting in lieu thereof the following:

The classes herein referred to shall mean those established under the classification made by the State Executive Board effective for the year beginning the first day of June one thousand nine hundred twenty-eight for teachers of all State teachers' colleges as changed or modified and in effect at the time of the effective date of this act those teachers in the following classes as above defined shall receive for a thirty-six weeks term the following minimum salaries

Class I

1	2	3	4	5	6	7
Year in Class	Years in Class	Years in Class	Years in Class	Years in Class	Years in Class	Years in Class
\$4382	\$4382	\$4382	\$4435	\$4573	\$4712	\$4857

Class II

1	2	3	4	5	6
Year in Class	Years in Class	Years in Class	Years in Class	Years in Class	Years in Class
\$4043	\$4213	\$4382	\$4382	\$4382	\$4382

CLASS III

1	2	3	4	5
Year in Class	Years in Class	Years in Class	Years in Class	Years in Class
\$3161	\$3326	\$3511	\$3676	\$3861

On the question,

Will the House concur in the amendments made by the Senate?

Mr. McMULLEN. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Botes,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Smith, C. M.,	Stank,
Brice,	Haudensfield,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,

Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Poor,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 1122.

An Act providing for the payment of salary wages medical and hospital expenses of employes of a jail prison workhouse penitentiary penal reformatory or correctional institution hospitals for the insane or any institution for the feeble minded or epileptic persons for inebriates or for juvenile delinquents and dependents maintained in whole or in part by the Commonwealth or any county within the Commonwealth who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period and also providing for recourse to pension privileges in the event of permanent disability.

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the title, page 1, line 9 by inserting after the word "period" the words "and also providing for recourse to pension privileges in the event of permanent disability".

Amend Section 1, page 2, line 8 by striking out after the part word "ployed" the words "the full regular"; line 11 by inserting after the word "act" the following: for the first twelve (1) months of any such period such salary or pay shall be equal to his regular salary or

pay and during the balance of such period shall be equal to the amount of compensation which would be allowed for such disability under the provisions of the workmen's compensation act from such salary or pay there shall be deducted the employee's retirement payments at the rate paid by him at the time the injury occurred All

Amend Section 2, page 3, line 17 by inserting after the word "employee" the following: "in the case of any employee eligible by reason of length of service for disability retirement or as soon thereafter as he becomes eligible for disability retirement by reason of length of service"

Amend Section 2, page 4 line 4 by striking out after the word "rate" the words "in effect at the time of transfer" and inserting in lieu thereof the following: "he would have received had he been eligible for disability retirement at the time the injury occurred when any such employee ceases to receive such salary or pay from the Commonwealth or the county but has not become eligible for disability retirement because of length of service if he continues to make payments to the retirement fund equal to the last contribution made while an employee until he shall have made contributions for the minimum period required for disability retirement he shall be entitled to a disability retirement allowance beginning at the time of completing such payments upon examination by proper medical authority if declared permanently disabled and unable to perform his previous duties at the maximum rate he would have received had he been eligible for distability retirement at the time the injury occurred"

On the question,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boies,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsich,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenshield,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoggard,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,

Dix.	Laughner.	Reese, D. P.,	Weiss,
Dye,	Layer.	Reese, R. E.,	Wescott.
Efenberg.	Lee.	Relly, J. M.,	West,
Elder.	Leisey.	Relly, W. J.,	Wheeler.
Erb.	Livingston.	Robbins,	Wolf.
Evans,	Livingstone.	Robertson.	Wood.
Ewing.	Loftus.	Richter.	Worley.
Feola.	Lovett.	Riley.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarraff.	Speaker.
Frost			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

APPOINTMENT OF CONFERENCE COMMITTEE ON
HOUSE BILL No. 364

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, nonconcurring in by the House of Representatives, to House Bill No. 364, entitled:

An Act to further amend subsection (a) of section two hundred ten of the act approved the ninth day of April, one thousand nine hundred twenty-nine (P. L. 177), enacted providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing creating reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing the appointment of certain administrative officers, and of all deputies and other assistants and employees in certain, departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees in certain departments, boards, and commissions shall be administered," increasing the salary of the Commissioner of Fisheries.

And has appointed Messrs. Snowden, Crider and Ruth a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

COMMITTEE OF CONFERENCE ON HOUSE BILL
No. 364 DISCHARGED

Mr. BRUNNER. Mr. Speaker, the Committee of Conference on House Bill 364 has been unable to agree and I move that the Committee of Conference be discharged.

The motion was agreed to.

On the question recurring,

Will the House concur in the amendments made by the Senate?

Mr. BRUNNER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Mr. ANDREWS. Mr. Speaker, what was the subject of disagreement?

Mr. BRUNNER. Mr. Speaker, the subject matter of the bill was an increase from six thousand dollars to seven thousand five hundred dollars for the Commissioner of Fisheries.

Mr. ANDREWS. Mr. Speaker, what is the final figure?

Mr. BRUNNER. The final figure is one-half of the difference, or six thousand seven hundred fifty dollars.

Mr. ANDREWS. Too much.

Mr. BRUNNER. Mr. Speaker, may I inform the Minority Leader as one of the sponsors of this measure that that is a matter of opinion.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson	Frost.	McCormack.	Sarraff.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster.
Baumunk.	Goff.	McKinney.	Scott.
Beech.	Goodling.	McMillen.	Serrill.
Sender.	Gorman.	Mihm.	Shoemaker.
Sentzel.	Graybill.	Mikula.	Simons.
Bloom.	Greenwood.	Miller.	Smith, C. C.
Boles.	Greer.	Mills.	Smith, C. M.
Bonawitz.	Griffiths.	Mintees.	Snider.
Boorse.	Guthrie.	Mohr.	Sollenberger.
Bower.	Gyger.	Mooney.	Sorg.
Brelsach.	Hall.	Moore, C. E.	Sproul.
Brice.	Haller.	Moore, F. A.	Stank.
Brown.	Haudenschild.	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham.
Bucchin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Capano.	Hocker.	Naumann.	Swope.
Cassidy.	Hoffman.	Needham.	Tahl.
Chervenak.	Hoopes.	Neff.	Thomassy.
Chudoff.	Horan.	Nelson.	Thompson.
Clevenger.	Imbt.	O'Connor.	Tittle.
Cochran.	Jennings.	O'Dare.	Tompkins.
Cole.	Johnson.	O'Donnell.	Toomey.
Cook.	Johnston.	O'Neill.	Turner.
Cooper.	Jones.	Orban.	Upshur.
Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona.
Crowley.	Kelley.	Pichney.	Wachhaus.
Dague.	Kemp.	Pickens.	Wagner.
Dalrymple.	Kent.	Polaski.	Waldron.
Davison.	Kirley.	Powers.	Wallin.
De Long.	Kline.	Price.	Walton.
Demech.	Kohl.	Proper.	Waterhouse.
Dennison.	Kratz.	Ragot.	Watkins.
Depuy.	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weidner.
Dye.	Laughner.	Reese, D. P.	Weiss.
Efenberg.	Layer.	Reese, R. E.	Wescott.
Elder.	Lee.	Relly, J. M.	West.
Erb.	Leisey.	Relly, W. J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley.	Wood.
Feola.	Loftus.	Robbins.	Yeakel.
Fish.	Lovett.	Robertson.	Yester.
Fiss.	Lyons.	Root.	Yetzer.
Flack.	Madden.	Rose.	Young.
Fleming.	Madigan.	Rowen.	Lichtenwalter.
Foor.	Mazza.	Royer.	Speaker.

NAYS—1

Worley.

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL No. 182

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, June 16, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 182, Printer's No. 574, for further consideration.

Accordingly, the original bill is herewith returned.

JAMES H. DUFF

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE BILLS No. 200, 406, 472, 541 and 1259

Commonwealth of Pennsylvania,

Governor's Office, Harrisburg, June 16, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 200, Printer's No. 198, entitled "An Act to further amend the act approved the twenty-ninth day of June one thousand nine hundred thirty-seven (P. L. 2423) entitled as amended 'An act establishing a Pennsylvania State Police Retirement System providing for payments upon retirement death disability involuntary retirement and of certain medical expenses from the State Employees' Retirement Fund under the Administration of the State Employees' Retirement Board providing for contribution by members of the Pennsylvania State Police and the Commonwealth providing for the guaranty by the Commonwealth of certain of said funds providing for the subrogation of the Commonwealth to the rights of the member or dependents against certain third parties exempting annuities allowances returns benefits and rights from taxation and judicial processes and providing penalties' by increasing the amounts of the State annuities removing certain restrictions on the payment of such annuities and further regulating certain retirement allowances paid under said act."

JAMES H. DUFF

June 16, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 406, Printer's No. 204, entitled "An Act to further amend clauses six and nine of section one and section three of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' further defining State employees and

original members and making further exception to compulsory membership in the system."

JAMES H. DUFF

June 16, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 472, Printer's No. 655, entitled "An act to further amend clauses six and nine of section one of the act approved the twenty-seventh day of June, one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' further defining State employees and original members so as to extend the benefits of the act to employees of institutions of counties cities wards boroughs townships institution districts and other political subdivisions acquired by the Commonwealth for actual use as State mental hospitals and making an appropriation therefor" in the sum of \$75,000, as the needs for the administration of the bill are not in excess of that amount.

JAMES H. DUFF

June 16, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 541, Printer's No. 508, entitled "An Act to further amend paragraph six of section one of the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled 'An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employees serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties' by further defining State employee to include employees of the Interstate Commission on the Delaware River Basin."

JAMES H. DUFF

June 16, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Bill No. 1259, Printer's No. 692, entitled "An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of costs incurred by that department in acting as purchasing agent for the Department of Highways."

JAMES H. DUFF

RESOLUTION

HOUSE BILL No. 182 RETURNED TO GOVERNOR WITHOUT AMENDMENT

Mr. PROPERT offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 16, 1947.

Resolved, (if the Senate concur) that House Bill No. 182, Printer's No. 574, entitled "An act to further amend clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled 'An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to co-operate with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Board of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board' by changing the qualifications relating to pensions of blind persons," be returned to the Governor without amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 896.

An Act providing a monthly expense allowance for members of the General Assembly

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, by striking out the following lines 1 to 7 inclusive;

Amend section 1, page 2, by striking out lines 1 to 17 inclusive; and section 1, page 3, by striking out lines 1 to 3 inclusive; and line 4, by striking out the word "(except)"; and line 5, after the word "month" insert the following "for each month or part of a month when the General Assembly is not in regular biennial or special session; and line 8, by striking out after the word "biennium" the words "and one hundred and fifty dollars (\$150) in postage for each regular biennium session and fifty dollars (\$50) for each special or extraordinary session";

Amend section 2, page 3, line 12, by striking out after the word "the" the word "first" and inserting in lieu thereof the word "fifteenth."

On the question,

Will the House concur in the amendments made by the Senate?

Mr. ELDER. Mr. Speaker, I request that the House concur in the amendments made by the Senate.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson	Frost	McCormack	Sarrafi
Andrews	Gallagher	McCosker	Sax
Bane	Getchey	McCullough	Scanlon

Barrett	Gibson	McDonald	Schuster
Baumunk	Goff	McKinney	Scott
Beech	Goodling	McMillen	Serrill
Bender	Gorman	Mihm	Shoemaker
Bentzel	Graybill	Mikula	Simons
Bloom	Greenwood	Miller	Smith, C. C.
Boies	Greer	Mills	Smith, C. M.
Bonawitz	Griffiths	Mintess	Snider
Boorse	Guthrie	Mohr	Sollenberger
Bower	Gyger	Mooney	Sorg
Brelschi	Hall	Moore, C. E.	Sproul
Brice	Haller	Moore, H. A.	Stank
Brown	Haudenshield	Morrison	Stimmel
Brunner	Helm	Murray	Stockham
Buechin	Henry	Myers	Stonier
Cadwalader	Hewitt	Najaka	Stuart
Capano	Hocker	Naumann	Swope
Cassidy	Hoffman	Needham	Tahl
Chervenak	Hoopes	Neff	Thomassy
Chudoff	Horan	Nelson	Thompson
Clevenger	Imbt	O'Connor	Tittle
Cochran	Jennings	O'Dare	Tompkins
Cole	Johnson	O'Donnell	Toomey
Cook	Johnston	O'Neill	Turner
Cooper	Jones	Orban	Upshur
Cordier	Jump	Patten	Vaughan
Costa	Kean	Petrosky	Verona
Crowley	Kelley	Pichney	Wachhaus
Dague	Kemp	Pickens	Wagner
Dalrymple	Kent	Polaski	Waldron
Davison	Kirley	Powers	Wallin
De Long	Kline	Price	Walton
Demech	Kohl	Propert	Waterhouse
Dennison	Kratz	Ragot	Watkins
Depuy	Krise	Readinger	Watson
Dix	Kurtz	Reagan	Weidner
Dye	Laughner	Reese, D. P.	Weiss
Efenberg	Layer	Reese, R. E.	Wescott
Elder	Lee	Reilly, J. M.	West
Erb	Lelsey	Reilly, W. J.	Wheeler
Evans	Livingston	Richter	Wolf
Ewing	Livingstone	Riley	Wood
Feola	Loftus	Robbins	Yeakel
Fish	Lovett	Robertson	Yester
Fiss	Lyons	Root	Yetzer
Flack	Madden	Rose	Young
Fleming	Madigan	Rowen	Lichtenwalter
Foot	Mazza	Royer	Speaker

NAYS—1

Worley

NOT VOTING—1

Trout

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

MOTION TO TAKE HOUSE BILL No. 454 FROM TABLE

Mr. ELDER. Mr. Speaker, I move that House Bill No. 454, Printer's No. 842, entitled:

An Act to amend the heading of Article III and to amend or further amend sections three hundred two three hundred three three hundred four three hundred five three hundred six three hundred seven three hundred eight three hundred nine three hundred ten three hundred eleven three hundred twelve three hundred thirteen three hundred fourteen three hundred fifteen three hundred eighteen three hundred nineteen and three hundred twenty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by establishing a new schedule of resident and nonresident licenses and fees fixing a termination date for the issuance of free resident licenses to military personnel changing the license period authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely and changing penalties

be taken from the table.

On the question,

Will the House agree to the motion?

Mr. FISH. Mr. Speaker—

The SPEAKER. The Chair would inform the gentleman that the motion is not debatable.

For the information of the House this bill was laid on the table earlier in the evening after the conference report was defeated.

Mr. ELDER. Mr. Speaker, may I state my reasons for moving to take this bill from the table?

The SPEAKER. The Chair has ruled this is not a debatable motion.

MOTION TO TABLE WITHDRAWN

Mr. ELDER. Mr. Speaker, I withdraw my motion to take House Bill 454 from the table.

PERMISSION TO ADDRESS HOUSE

Mr. ELDER asked and obtained unanimous consent to address the House.

Mr. Speaker and Members of the House, when I made this motion I made it for all the good purposes in the world, to take out in the Conference Committee that part which agreed upon, the increased cost of the new schedule of resident and non-resident licenses and fees.

HOUSE BILL No. 454 TAKEN FROM TABLE

Mr. ELDER. Mr. Speaker, I move that House Bill No. 454 be taken from the table.

The motion was agreed to.

Mr. ELDER. Mr. Speaker, I move that the House insist upon its nonconcurrence in the amendments made and insisted upon by the Senate, and that a Committee of Conference be appointed.

On the question,

Will the House agree to the motion?

Mr. ELDER. Mr. Speaker, I suggest that in the place of Mr. Goodling, who has left the House, the gentleman from Cameron, Mr. Tompkins, be appointed on the Committee of Conference.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 454

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. ELDER, TOMPKINS and YESTER.

Ordered, That the Clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 56.

An Act to further amend section one thousand one hundred twenty-six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of col-

lecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for the appointment of assistant county superintendents

SENATE BILL No. 83.

An Act authorizing the judges of the courts of common pleas to create mental clinics for the examination of persons charged with the commission of criminal offenses prior to trial and of convicted persons prior to the imposition of sentence and of children charged with delinquency providing for the creation of joint mental clinics among the several counties and imposing the costs of maintaining and operating such clinics upon the county or counties creating the same and providing for the establishment by the Department of Welfare of such clinics and making the same available to the courts in counties where no clinics have been established.

SENATE BILL No. 94.

An Act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court the judges of the courts of common pleas the judges of the orphans' courts the judges of the Municipal Court of Philadelphia the judges of the County Court of Allegheny County and certain associate judges not learned in the law and repealing certain acts inconsistent herewith.

SENATE BILL No. 152.

An Act to reenact clauses six seven twenty and twenty-three of section two of the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 1053) entitled "An act relating to the regulation of public utilities defining as public utilities certain corporations companies associations and persons providing for the regulation of public utilities including to a limited extent municipalities engaging in public utility business by prescribing and limiting their duties powers and liabilities and regulating the exercise surrender or abandonment of their powers privileges and franchises defining and regulating contract carriers by motor vehicle and brokers in order to regulate effectively common carriers by motor vehicle conferring upon the Pennsylvania Public Utility Commission the power and duty of supervising and regulating persons associations companies and corporations including to a limited extent municipal corporations subject to this act and administering the provisions of this act authorizing the commission to fix temporary rates placing the burden of proof on public utilities to sustain their rates and certain other matters authorizing a permissive or mandatory sliding scale method of regulating rates providing for the supervision of financial and contractual relations between public utilities and affiliated interest and supervision and regulation of accounts and securities or obligations issued assumed or kept by persons associations companies corporations or municipal corporations subject to this act conferring upon the commission power to vary reform or revise certain contracts conferring upon the commission the exclusive power to regulate or order the construction alteration relocation protection or abolition of crossings of facilities of public utilities and of such facilities by or over public highways to appropriate property for the construction or improvement of such crossings and to award or apportion resultants costs and damages authorizing owners of such property to sue the Commonwealth for such damages providing for ejectment proceedings in connection with the appropriation of property for crossings conferring upon the commission power to control and regulate budgets of public utilities imposing upon persons associations companies and corporations (except municipal corporations) subject to regulation the cost of administering this act prescribing and regulating practice and procedure before the commission and procedure for review by the courts of commission action giving the court of common pleas of Dauphin County exclusive original

jurisdiction over certain proceedings prescribing penalties fines and imprisonment for violations of the provisions of this act and regulations and orders of the commission and the procedure for enforcing such fines and penalties and repealing legislation supplied and superseded by or inconsistent with this act" as amended exempting from the provisions thereof motor vehicles engaged in the transportation of logs or pulpwood used in the manufacture of paper or wood used in the manufacture of charcoal and wood chemicals.

SENATE BILL No. 166.

An Act to amend section one thousand two hundred nine point one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are of may be inconsistent therewith" authorizing additional temporary salary increases and the appropriation use and temporary loans therefor and validating such increases heretofore made

SENATE BILL No. 259.

An Act prescribing the fees to be received by registers of wills in counties of the fifth sixth seventh and eighth class.

SENATE BILL No. 260.

An Act prescribing the fees to be received by the clerks of orphans' courts of counties of the fifth sixth seventh and eighth class.

SENATE BILL No. 264.

An Act to further amend section eleven of the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by extending the service allowance of certain employes

SENATE BILL No. 312.

An Act to amend sections seven hundred nineteen and seven hundred twenty of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" fixing the period covered by petitions for hunting foxes with dogs for training dogs and extending period of field trials.

SENATE BILL No. 318.

An Act validating and confirming titles to real estate conveyed by cities of the third class unless proceedings to attack such sales are instituted within one year after the effective date of this act

SENATE BILL No. 432.

An Act to add section one thousand thirty-four to article ten of the act approved the first day of May one

thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by regulating the operation of motor vehicles using the turnpike or highways under the supervision of the Pennsylvania Turnpike Commission

SENATE BILL No. 463

An Act to amend section two hundred two of the act approved the twenty-eighth day of April one thousand nine hundred thirty-seven (P. L. 417) entitled "An act relating to milk and the products thereof creating a Milk Control Commission establishing its jurisdiction powers and duties regulating the production transportation manufacturing processing storage distribution delivery and sale of milk and certain products thereof providing for the licensing of milk dealers and the payment of fees therefor requiring milk dealers to file bonds to secure payment for milk to producers and certain milk dealers authorizing the holding of hearings and the issuance of subpoenas by the commission conferring jurisdiction upon courts to punish contempt and to prohibit violations of this act and of rules regulations and order of the commission authorizing the commission to adopt rules regulations and orders and to enter into interstate and Federal compacts requiring persons who weigh measure sample or test milk to procure permits or certificates to take examinations to pay fees therefor to furnish certain notices records and statements and to use certain methods of weighing measuring sampling and testing authorizing the commission to examine the business papers and premises of milk dealers and producers requiring the keeping of records and the filing of reports by milk dealers and permitting with limitations the use of information obtained thereby authorizing the commission to fix prices for milk and certain milk products subject to the approval of the Governor and conferring certain powers upon the Governor with respect thereto providing for appeals to the courts from decisions of the commission and for the burden of proof upon such appeals prescribing penalties fines and imprisonment for violations of this act and rules regulations and orders of the commission defining perjury defining remedies repealing legislation supplied and superseded by this act and saving rights duties and proceedings thereunder and making appropriations" increasing salaries of the chairman and the members of the Commission

SENATE BILL No. 529

A Joint Resolution proposing an amendment to section one article nine of the Constitution of the Commonwealth of Pennsylvania authorizing agreements between Redevelopment Authorities and local taxing authorities limiting for a term not exceeding twenty-five years the amount of annual taxes to be levied upon land acquired for urban redevelopment

SENATE BILL No. 534

An Act directing the Department of Public Instruction to revise the curricula of elementary secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands and making an appropriation

SENATE BILL No. 548

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing boards of school directors to enter into contracts with the Federal Government or any of its agencies for the education of veterans in the public schools and providing that such persons should not be considered in determining district teaching units as the basis for Commonwealth subsidies and excluding teachers employed to teach such veterans from the tenure provisions thereof

SENATE BILL No. 555

An Act to add section one thousand two hundred sixty-four to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" prescribing penalties for knowingly falsifying reports or certificates in connection with reimbursements.

SENATE BILL No. 564

An Act to amend subsection (f) of section eighteen of the act approved the twenty-ninth day of April one thousand nine hundred thirty-seven (P. L. 487) entitled "An act to provide for the permanent personal registration of electors in boroughs twons and townships as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors requiring the county commissioners of the various counties to act as a registration commission therefor and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" providing for a space wherein elector shall affix his signature or mark on registration card

SENATE BILL No. 565

An Act to amend subsection (f) of section nineteen of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enroll-

ment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" providing for a space wherein elector shall affix his signature or mark on registration card

SENATE BILL No. 566

An Act to amend subsection (f) of section nineteen of the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 849) entitled "An act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors imposing penalties and repealing existing legislation" providing for a space wherein elector shall affix his signature or mark on registration card.

SENATE BILL No. 567

An Act to amend subsection (f) of section nineteen of the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1132) entitled "An act to provide for the permanent personal registration of electors in cities of the second class A as a condition of their right to vote at elections and primaries and their enrollment as member of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" providing for a space wherein elector shall affix his signature or mark on registration card

SENATE BILL No. 568

An Act to amend section twenty point one of the act approved the thirtieth day of March one thousand nine hundred thirty-seven (P. L. 115) entitled "An act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing

ing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commission election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics real estate brokers rental agents certain public service companies persons firms and corporations operating vehicles for moving furniture and household goods and boards of school directors and imposing penalties" providing for a space wherein elector shall affix his signature or mark on registration card

SENATE BILL No. 623

An Act making an appropriation to the trustees of The Pennsylvania State College for the construction of buildings the furnishing of housing and other facilities and services the purchase of equipment and supplies and for other necessary expenses

SENATE BILL No. 633

An Act to further amend subsection (c) of section two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1216) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business' excluding certain officers and employes of cemetery companies engaged in selling cemetery plots from the provisions of the act

SENATE BILL No. 666

An Act to facilitate vehicular traffic between the Commonwealth of Pennsylvania and the State of New Jersey by providing for the construction operation and maintenance of a tunnel or tunnels under the Delaware River and connecting the Commonwealth of Pennsylvania at or near Philadelphia County or Delaware County or any county contiguous to these counties with the State of New Jersey providing for the creation of the Delaware Tunnel Board and conferring powers and imposing duties on said Board authorizing the Board to enter into a contract with a duly constituted and authorized commission created by the laws of the State of New Jersey with powers similar to the powers conferred on the Board authorizing and empowering the Board to enter into a contract with any New Jersey commission which contract may provide that the Delaware River tunnel or tunnels may be constructed maintained and operated jointly by the Board and the New Jersey commission or by the Board with the approval of the commission or by the commission with the approval of the Board authorizing the issuance of tunnel revenue bonds jointly by the Board and the commission or by the Board with the approval of the commission or by the commission with the approval of the Board payable solely from tolls to pay the cost of such tunnel or tunnels providing that no debt of the Commonwealth shall be incurred in the exercise of any of the powers granted by this act providing for the collection of tolls for the payment of such bonds and for the cost of maintenance operation and repair of the tunnel or tunnels making such bonds and tunnel or tunnels and property used in connection therewith exempt from taxation constituting such bonds legal investments in certain instances prescribing conditions upon which such tunnel or tunnels shall become free providing for condemnation granting certain powers and authority to municipal subdivisions and agencies of the Commonwealth to cooperate with the commission giving the Board under certain conditions the right to act in the State of New Jersey and giving the commission under certain conditions the right to act in the State of Pennsylvania and authorizing the issuance of tunnel revenue refunding bonds

SENATE BILL No. 709

An Act to further amend the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employes retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" defining "year of service" further defining "accumulated deductions" and further regulating withdrawal and payments thereof

SENATE BILL No. 713

An Act authorizing the Joint State Government Commission to make a thorough study of the tax laws of the Commonwealth and of other states and countries in order to ascertain ways and means of financing the Commonwealth and its political subdivisions upon a more scientific and equitable basis providing for the appointment of a Tax Study Committee authorizing the employment of necessary assistants prescribing the powers and duties of the committee and making an appropriation

SENATE BILL No. 753

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" but further changing the provisions for markers and headstones at the grave of deceased service persons and prescribing penalties

SENATE BILL No. 755

An Act exempting cigarette vending machines leased loaned hired or conditionally sold from levy or sale on execution or distress for rent

SENATE BILL No. 756

An Act to amend sections two hundred one and six hundred one point one of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by authorizing the Department of Labor and Industry through the Secretary of Property and Supplies with the approval of the Governor to acquire by purchase or condemnation land with or without buildings to erect buildings to enter into contracts with persons firms or corporations for the erection of buildings and for the leasing of such buildings to the Commonwealth the same to become the property of the Commonwealth upon termination of said lease to lease land acquired under the provisions of this act to persons firms or corporations for the purpose of erecting buildings thereon and to acquire through purchase or lease facilities fixtures equipment and such other appurtenances

as may be deemed necessary and providing that land and buildings acquired hereunder shall be exempt from taxation

SENATE BILL No. 761

An Act to amend section three of Article VIII of the act approved the twenty-first day of June one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" increasing the compensation of examining board and members

SENATE BILL No. 762

An Act to further amend section two of the act approved the twenty-eighth day of June one thousand eight hundred ninety-five (P. L. 408) entitled "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two percentum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth" by providing for the payment over of the foreign fire insurance tax by municipalities to relief fund associations and pension funds covering employees in fire departments

SENATE BILL No. 781

An Act to further amend section 4 of the act approved the fifth day of May one thousand nine hundred thirty-three (P. L. 284) entitled as amended "An act imposing a State tax payable by those herein defined as manufacturers and by others on malt or brewed beverages used sold transported or delivered within the Commonwealth prescribing the method and manner of evidencing the payment and collection of such tax conferring powers and imposing duties on the Department of Revenue and those using or engaged in the sale at retail or wholesale or in the transportation of malt or brewed beverages taxable hereunder and providing penalties" by further regulating the procedure for filing petitions for reassessment petitions for review and appeals to Court and collection of delinquent taxes

SENATE BILL No. 782.

An Act to amend the act approved the twenty-first day of May one thousand nine hundred thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by further regulating the procedure for filing petitions for redetermination petitions for review and appeals to Court

SENATE BILL No. 788.

An Act to further amend section six of the act approved the thirtieth day of March one thousand nine hundred seventeen (P. L. 21) entitled "An act defining optometry and relating to the right to practice optometry in the

Commonwealth of Pennsylvania and making certain exceptions and providing a Board of Optometrical Education Examination and Licensure and means and methods whereby the right to practice optometry may be obtained and providing for the means to carry out the provisions of this act and providing for revocation or suspension of licenses given by said board and providing penalties for violations thereof and repealing all acts or parts of acts inconsistent therewith" further providing for examinations to be given applicants for licensure

SENATE BILL No. 808.

An Act to provide for an inventory of existing hospitals for a survey of the need for additional hospital facilities and for the development and administration of a hospital construction program which will in conjunction with existing facilities afford hospitals adequate to serve all people of the State and appropriating money establishing methods of administration and control providing for compliance with the requirements of the Federal Hospital Survey and Construction Act and regulations thereunder authorizing the acceptance and expenditure of Federal funds in accordance with such requirements and placing additional duties upon the Department of Welfare

SENATE BILL No. 810.

An Act to further amend sections three four and five of the act approved the seventh day of May one thousand nine hundred twenty-three (P. L. 158) entitled "An act creating a Legislative Reference Bureau providing for the election of a director by the General Assembly designating the officers and employees of such bureau defining their duties fixing their salaries abolishing the present Legislative Reference Bureau and making an appropriation" further defining the powers of the director with respect to the employees of the Bureau and increasing the director's salary

SENATE BILL No. 826.

An Act to further amend subsection (d) of section three hundred twelve of the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" by extending the basis on which the Department of Labor and Industry is authorized to enter into reciprocal arrangements with other state agencies and the Federal Government

SENATE BILL No. 836.

An Act to further amend part of section one of the act approved the twelfth day of May one thousand nine hundred forty-three (P. L. 259) entitled "An act providing for the payment by the State Treasurer of one-half of the amount of the tax on premiums paid by foreign casualty insurance companies to the treasurers of the several cities boroughs towns and townships and for the payment thereof into police pension funds and in certain cases into the Municipal Employees' Retirement System and in certain other cases into the State Employees' Retirement Fund for certain purposes" by further regulating the payment of such moneys into the State Employees' Retirement Fund

SENATE BILL No. 837.

An Act to amend clause (d) of section three of the act approved the first day of May one thousand nine hundred thirty-three (P. L. 216) entitled "An act relating to dentistry defining and providing for the licensing and registration of dentists and dental hygienists and for the revocation and suspension of such licenses and registrations subject to appeal and for their reinstatement defining the powers and duties of the State Dental Council and Examining Board and the Department of Public Instruction providing penalties and repealing existing laws" further regulating the licensing of dental hygienists

SENATE BILL No. 847.

An Act to amend section one thousand three hundred thirteen of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" extending the activities of the Public Service Institute Board in the Department of Public Instruction to include officers and employees of institutions and of the courts

SENATE BILL No. 848.

An Act increasing the salaries of all elected county officers of counties of the first class and of certain elected officers of cities coextensive therewith

SENATE BILL No. 850.

An Act to add section twelve point one to the act approved the eighteenth day of July one thousand nine hundred seventeen (P. L. 1043) entitled "An act establishing a public school employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employees defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employees exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing for the retention of membership in the Public School Employees' Retirement Association by any contributor who ceases to be a public school employe and becomes a State employe and a member of the State Employees' Retirement Association

SENATE BILL No. 851.

An Act to add section eleven point one to the act approved the twenty-seventh day of June one thousand nine hundred twenty-three (P. L. 858) entitled "An act establishing a State employees' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employees defining the uses and purposes thereof and the manner of payments there-

from and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" providing for the retention of membership in the State Employees' Retirement Association by any contributor who ceases to be a State employe and becomes a public school employe and a member of the Public School Employees' Retirement Association

SENATE BILL No. 857.

An Act to amend section two thousand two hundred eleven of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by increasing the salary of school controllers

SENATE BILL No. 861.

An Act to further amend section two hundred thirteen subsection (f) of section four hundred forty-eight subsection (g) of section seven hundred ten and to add subsection (h) to section seven hundred ten of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commission and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employees in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employees of certain departments boards and commissions shall be determined" authorizing heads of departments to act by deputy as ex-officio members of any board or commission and authorizing the Secretary of Health to act by deputy both as a member and as chairman of the Advisory Health Board to authorize the Pennsylvania State Police to assist the Department of Revenue in the collection of tax on cigarettes and to permit search without warrant for law violations where the duty of enforcement or administration is in the Department of Revenue.

SENATE BILL No. 862.

An Act making an appropriation to the Chapman Recreation Park Mead Township Warren County for constructing buildings and improvements and maintenance thereof

SENATE BILL No. 863.

An Act authorizing the Secretary of Property and Supplies with the approval of the Governor and the Board of Trustees of the Warren State Hospital to sell and convey a certain tract of land in the township of Glade County of Warren Pennsylvania but reserving therefrom an existing easement of right-of-way and of ingress and egress for continuance of such easement

SENATE BILL No. 865.

An Act to amend section one hundred six of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by providing that notices may be published in certain newspapers in certain cases

SENATE BILL No. 867.

An Act relating to police and firemen's pension funds in cities of the second class A and directing such cities to appropriate certain moneys thereto and requiring reports and audits

SENATE BILL No. 868.

An Act providing for joint action by the Commonwealth of Pennsylvania and the States of Ohio West Virginia and Indiana in the construction operation and maintenance of an inter-state highway from the western terminus of the Pennsylvania Turnpike as authorized to be extended to the western border of Indiana authorizing the Governor for these purposes to enter into an agreement with the States in question creating an Inter-State Turnpike Commission and defining its powers and duties including the power to finance the construction thereof through the issuance of bonds redeemable from tolls collected for the use of such turnpike

HOUSE BILL No. 26

An Act to further amend the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 872) entitled "An act to consolidate amend and revise the penal laws of the Commonwealth" prohibiting the unauthorized wearing of insignia or selling of the official flower of the American Veterans of World War II (AMVETS) or of the Marine Corps League and including such organizations among those whose members may wear military uniforms for certain purposes

HOUSE BILL No. 302

An Act to amend section one thousand two hundred six of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for leaves of absence of professional employees because of illness or other causes

HOUSE BILL No. 321

An Act making an appropriation for the maintenance repair and improvement of the Port of Philadelphia

HOUSE BILL No. 326

An Act relating to marriage and amending, revising, consolidating and changing the law relating thereto

HOUSE BILL No. 505

An Act empowering cities of the second class to levy assess and collect or to provide for the levying assessment

and collection of additional taxes for general revenue purposes and permitting penalties to be imposed and enforced

HOUSE BILL No. 568

An Act establishing the Port of Chester

HOUSE BILL No. 601

An Act to amend section one of the act approved the eighteenth day of March one thousand eight hundred seventy-five (P. L. 32) entitled "An act requiring records of deeds to prepare and keep in their respective offices general direct and ad section indexes of deeds and mortgages recorded therein prescribing the duty of said recorders and declaring that the entries in said general indexes shall be notice to all persons" prescribing additional entries to be made by recorders of deeds in counties of the second class in the indexes for deeds and indexes for mortgages

HOUSE BILL No. 638

An Act to amend section six hundred eleven of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 343) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due to the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" further providing for collection of certain taxes by prothonotaries

HOUSE BILL No. 639.

An Act to amend section one of the act approved the fifth day of April one thousand eight hundred forty-eight (P. L. 335) entitled "An act changing the time when certain officers shall make their returns" by further providing for the rendering of accounts for and payment of taxes received and making the same conform to existing law

HOUSE BILL No. 735.

An Act to amend sections four thousand three hundred twenty four thousand three hundred twenty-one four thousand three hundred twenty-two four thousand three hundred twenty-three four thousand three hundred twenty-four and four thousand three hundred twenty-five of the act approved the twenty-third day of June one thousand nine hundred thirty-one (P. L. 932) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" by requiring cities except in certain cases to provide annuity contracts or to establish a Firemen's Pension Fund and to make contributions to such fund and providing for and regulating the management and operation of such fund

HOUSE BILL No. 855.

An Act to further amend section two of the act approved the twenty-second day of June one thousand nine hundred thirtyone (P. L. 720) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor egulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purpose of this act" by changing or deleting certain routes and adding certain new routes

HOUSE BILL No. 852.

An Act to further amend the act approved the twenty-second day of June one thousand nine hundred thirtyone (P. L. 594) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by changing or deleting certain routes and adding certain new routes

HOUSE BILL No. 853.

An Act to further amend section two of the act approved the first day of June one thousand nine hundred thirty-three (P. L. 1172) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" by changing or deleting certain routes and adding certain new routes

HOUSE BILL No. 922.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Board of Trustees of Woodville State Hospital to acquire a certain tract of land adjacent thereto for the use of said hospital and making an appropriation therefor

HOUSE BILL No. 957.

A Joint Resolution proposing an amendment to article nine section four of the Constitution of the Commonwealth of Pennsylvania increasing the maximum amount of State debt to supply deficiencies in revenue

HOUSE BILL No. 1210.

An Act to amend section twenty-one and to repeal sections twenty-two and twenty-three of the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1388) entitled "An act relating to the practice procedure regulations and adjudication of de-

partments departmental administrative boards and commissions independent administrative boards and commissions officers and other administrative agencies of this Commonwealth and judicial review thereof and preserving equitable jurisdiction in certain cases" to provide for the printing and making available regulations promulgated by agencies

HOUSE BILL No. 962.

An Act to further amend the third paragraph of subsection C of section five hundred one of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 565) entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over and taking possession of and conducting or liquidating the business and property of corporations associations and persons receiving deposits or otherwise transacting a banking business corporations acting as fiduciaries and building and loan associations providing for the payment of the expenses of the Department of Banking by supervised corporations associations or persons and appropriating the Banking Department Fund authorizing the Department of Banking under certain circumstances to examine corporations associations or persons affiliated or having business transactions with supervised corporations associations or persons authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries registers of wills recorders of deeds and certain State departments commissions and officers authorizing certain local public officers and State departments to collect fees for services rendered under this act providing penalties and repealing certain acts and parts of acts" increasing the membership of the banking board and the number of appointments to that board by the Governor

HOUSE BILL No. 1000.

An Act to further amend section eight and to amend section nine of the act, approved the eleventh day of June, one thousand nine hundred thirty-five (P. L. 326), entitled "An act relating to counties of the first class; defining deceased service persons; providing for contributions by the county to the funeral expenses for such persons and their widows; providing for the erection and care of markers, headstones, and flags, and for the compilation of war records," authorizing the director of veterans' affairs to join in the formation of a State association, and the payment by such counties of certain expenses in connection therewith

HOUSE BILL No. 982.

An Act to amend section one of the act approved the twentyfirst day of March one thousand nine hundred forty-five (P. L. 51) entitled "An act defining and regulating the practice of chiropoly and providing penalties by further defining chiropody

HOUSE BILL No. 1086.

An Act to amend rule fifteen of Article XII of the act approved the second day of June one thousand eight hundred ninety-one (P. L. 176) entitled "An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith" further regulating operations approaching inaccessible workings

HOUSE BILL No. 1090.

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and pre-

scribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing for medical examiners in lieu of medical inspectors and prescribing their duties making mandatory the employment of a school nurse providing reimbursement by the Commonwealth therefor imposing certain duties upon the Department of Health Department of Public Instruction Department of Public Assistance and State Board of Public Assistance and repealing provisions relating to medical inspections and reports of medical inspectors

HOUSE BILL No. 1162.

An Act to further amend subsection (b) and to amend the last paragraph of section nine hundred thirteen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act codifying revising and consolidating the laws relating to elections" and repealing certain acts and parts of acts relating to elections" further providing for payment of filing fees in certain cases

HOUSE BILL No. 1165.

An Act to further amend section five hundred forty-five of the act, approved the first day of May, one thousand nine hundred thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto" increasing the pay of auditors

HOUSE BILL No. 1211.

An Act to repeal the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1392) entitled "An act providing for the Pennsylvania Register for the publication and distribution of certain orders regulations rules notices proclamations and similar instruments imposing powers and duties on the Legislative Reference Bureau and the Department of Property and Supplies creating the Pennsylvania Register Board and defining its powers and duties and making an appropriation for payment of expenses and costs of publication and distribution of the Pennsylvania Register"

HOUSE BILL No. 1216.

An Act to reenact amend and revise the act approved the fourth day of May one thousand nine hundred twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs"

HOUSE BILL No. 1324.

An Act imposing a State tax payable by those herein defined as users on fuels used within the Commonwealth in internal combustion engines for the generation of power to propel motor vehicles using the public highways providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such users to secure licenses to file bonds as a guarantee of payment of taxes penalties interest fines uncollectible check fees and Attorney General's fees to file reports and to compile and retain certain records imposing duties on dealers wholesalers and carriers for hire imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds of taxes penalties and interest illegally

or erroneously collected from licensed users and making appropriations

HOUSE BILL No. 1325.

An Act to further amend the title and the definition of "Liquid Fuels" in section two of the act, approved the twenty-first day of May, one thousand nine hundred thirty-one (P. L. 149) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily, practically and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax and the distribution and use of the proceeds thereof; requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties and making an appropriation," further prescribing the liquid fuels taxable under the provisions of said act

HOUSE BILL No. 1337.

An Act to further amend sections one and three and to add section four to the act approved the seventh day of May one thousand nine hundred twenty-seven (P. L. 859) entitled "A supplement to the act approved the twentieth day of June one thousand nine hundred and nineteen (P. L. 521) entitled 'An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal' imposing additional taxes equal to Federal credits" further providing for determination of the estates subject to the Pennsylvania Estate Tax the computation thereof and the collection of interest upon tax not paid when due and providing for crediting any taxes paid on account of the Pennsylvania Estate Tax to any additional transfer inheritance tax assessed against an estate

HOUSE BILL No. 1338.

An Act making an appropriation to the Department of Health for the purpose of providing vaccine for certain persons assumed to be in danger of hydrophobia or rabies except in cities where dog license fees are paid into the city treasury

HOUSE BILL No. 1340.

An Act making an appropriation to the Department of Welfare for the maintenance of certain hospitals

HOUSE BILL No. 1343.

An Act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and forty-seven and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and forty-seven.

HOUSE BILL No. 1345.

An Act to reenact and amend the title and the act approved the fourteenth day of May one thousand nine hundred forty-seven (Act no. 102 P. L.) entitled "An act to provide revenue by imposing a state tax payable by those herein defined as manufacturers and bottlers and by others of syrups and bottled soft drinks prepared used sold transported or delivered within the Commonwealth requiring persons as herein defined engaged in the manufacture bottling distribution sale and transportation of syrup and bottled soft drinks to secure permits prescribing the method and manner of evidencing the payment and collection of such tax or assessing the tax conferring powers and imposing duties on the Department of Revenue and those manufacturing bottling distributing selling and transporting syrup or bottled soft drinks taxable hereunder and providing penalties" by designating the nature of the tax by clarifying the provisions relating to the imposition thereof and by redefining certain terms.

HOUSE BILL No. 1347.

An Act relating to the annual salaries of certain county officers of counties of the third class

HOUSE BILL No. 1348.

An Act relating to the annual salaries of certain county officers of counties of the fourth class

HOUSE BILL No. 1349.

An Act relating to the annual salaries of certain county officers of counties of the fifth class

HOUSE BILL No. 1350.

An Act relating to the annual salaries and compensation of certain county officers of counties of the sixth class

HOUSE BILL No. 1351.

An Act relating to the annual salaries and compensation of certain county officers of counties of the eighth class

HOUSE BILL No. 1352.

An Act relating to the annual salaries and compensation of certain county officers of counties of the seventh class

HOUSE BILL No. 1353.

An Act providing for the regulation of mining of anthracite coal by the open pit or strip mining method and for the conservation and improvement of lands affected directly or indirectly by such mining requiring operators to register pay a license fee and secure a permit to engage in strip mining and file a bond conditioned for compliance with this act requiring backfilling of stripping pits and leveling and planting lands affected to prevent erosion and the pollution of waters and to protect public health safety and welfare conferring powers and imposing duties upon the Department of Mines and the Department of Forests and Waters providing for appeals and imposing penalties and making appropriations

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

SENATE MESSAGE

SENATE DISCHARGES CONFERENCE COMMITTEE ON HOUSE BILL No. 1286

The Clerk of the Senate being introduced, informed that the Senate has discharged the Committee of Conference on the subject of the difference existing between

the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1286.

An Act validating certain conveyances of real property made by a county home or by the directors of the poor

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 817

Mr. BRUNNER. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 817.

The SPEAKER. The report will lie over for printing.

CONGRATULATORY RESOLUTION

Messrs. McDONALD and GALLAGHER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 16, 1947.

Whereas, on the 17th day of June, in the year of our Lord, one thousand eight hundred and ninety-three, there was born to Robert and Anna R. Rowen, an infant son, later named William, and

Whereas, said infant son, on arriving at maturity, saw fit to embark on the highly skilled profession of serving his fellow man in the final period after life and before interment, from which activity he acquired the alias of "Digger O'Dell," and

Whereas, the good people of that famous section of the City of Brotherly Love, known as Fishtown, and its surrounding communities saw fit to elect said Digger O'Dell, alias William Rowen, to act and serve as their Representative in the General Assembly of the Commonwealth of Pennsylvania in its present session, and

Whereas, said Representative has achieved some little fame in the present session as an adviser of the younger members in their twilight activities acting as a guide and sponsor of their admission to the Legion Post Home and other spots, and becoming famous for that well-known expression "Take it easy," therefore be it

Resolved, That this House do hereby extend its congratulations to said William Rowen on this, the occasion of the fifty-fourth anniversary of his natal day, with the expressions of its wishes for continued success to come, for health in abundance during the coming years and for the happiness which is the meet and due of a person who has the even disposition and affable nature of our beloved fellow member, and be it further

Resolved, That a copy of this resolution be transmitted by the Chief Clerk of the House to the Honorable William Rowen.

The SPEAKER. The Chair would also like to extend congratulations.

Mr. ROWEN. Mr. Speaker, at this time I wish to thank Mr. Gallagher and Mr. McDonald for their very fine gesture. I want to say it has been the longest birthday; I have been waiting for the clock to get around to 8:00 o'clock, by which time I hope you will be able to finish the activities of the evening. I thank you.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 800.

An Act empowering cities of the second class cities of the second class A cities of the third class boroughs towns school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the supreme court and superior court

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments. The Clerk read the amendments as follows:

Amend the title, page 1 line 2 by striking out after the word "towns" the words "townships of the first class"; page 1, line 6 by inserting after the word "taxes" the words "subject to maximum limitations"; page 2, line 2 of the title by inserting after the word "enforced" the following: "providing an appeal from the ordinance or resolution levying such taxes to the Court of Quarter sessions and to the Supreme Court and Superior Court"

Amend section 1, page 2, line 3 by striking out at the beginning of the line the following words "townships of the first class"; page 2, line 5 by inserting after the word "resolution" the following: "to raise an amount not in excess of the maximum which could be raised on real estate by any such political subdivision by the application of the maximum millage allowed it by law applied to the then assessed value of its taxable real estate"

Amend Section 1, page 3, line 2 by inserting after the word "subdivision" the words "except the natural resources"; page 3, line 18 by inserting after the word "property" the following words "or sales of admission to places of amusement or on sales or other transfers of title or possession of property"; page 4, line 1 by inserting after the word "subdivision" the words "except the natural resources."

Section 3 No tax levied by any political subdivision to which this act applies shall go into effect until thirty days from the time of the adoption of the ordinance or resolution levying the tax within said thirty days taxpayers representing 25% or more of the total valuation of real estate in the political subdivision as assessed for taxation purposes or taxpayers of the political subdivision not less than 25 in number aggrieved by the ordinance or resolution shall have the right to appeal therefrom to the court of quarter sessions of the county upon giving bond with sufficient security in the amount of five hundred dollars (\$500) approved by the court to prosecute the appeal with effect and for the payment of costs the petition shall set forth the objections to the tax and the facts in support of such objections and shall be accompanied by the affidavit of at least five of the petitioners that the averments of the petition are true and the petitions is not filed for the purpose of delay

No such appeal shall act as a supersedeas unless specifically allowed by the Court to which the appeal is taken or a Judge thereof

Immediately upon the filing of any such petition the petitioners shall serve a copy of the petition and any rule granted by the court upon the president chairman secretary or clerk of the Legislative body levying the tax

The court shall fix a day for a hearing not less than 15 days nor more than 30 days after the filing of the petition Notice of the time of such hearing shall be given to all interested parties as the court shall direct the court shall promptly hear and dispose of the appeal

It shall be the duty of the court to declare the ordinance

and the tax imposed thereby to be valid unless it concludes that the ordinance is unlawful or finds that the tax imposed is unnecessary excessive or unreasonable but the court shall not interfere with the reasonable discretion of the Legislative body in selecting the subjects or fixing the rates of the tax the court may declare invalid all or any portion of the ordinance or of the tax imposed

Any party to the proceeding shall have the right to appeal from the decision of the Court of Quarter sessions to the Supreme or Superior court as in other cases but such appeal shall be taken within 30 days from the time the decree of the court was entered and not thereafter

Amend section 4, page 7, line 19 by striking out the number "3" after the word "section".

Amend section 5, page 8, line 5 by striking out after the word "section" the number "4".

Amend section 6, page 9, line 13 by striking out after the word "section" the number "5".

Amend section 7, page 10, line 1 by striking out after the word "section" the number "6"; page 10, line 5 by inserting after the word "act" the following: "Section 8 If any section provision or part of this act shall be held unconstitutional such unconstitutionality shall not affect the validity of the remaining sections provisions or parts of this act the Legislature hereby declares that it would have passed the remaining sections provisions or parts of this act if it had known that such sections provisions or parts thereof would be declared unconstitutional"

Amend section 9, page 10, line 15 by striking out after the word "section" the numbers "5" and "8".

On the question,

Will the House concur in the amendments made by the Senate?

Mr. SORG. Mr. Speaker, I move that the House non-concur in the amendments made by the Senate, and that a Committee of Conference be appointed.

The motion was agreed to.

APPOINTMENT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 800

The SPEAKER. The Chair appoints as a Committee of Conference on the part of the House, Messrs. SORG, PROPERT and READINGER.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 800

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 800, entitled:

An Act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of Quarter Sessions and to the Supreme Court and Superior Court

And has appointed Messrs. Lloyd H. Wood, Farrel and Haluska a committee of conference to confer with a

similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a short recess. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Franklin H. Lichtenwalter) in the Chair.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 800

Mr. SORG. Mr. Speaker, I present the report of the Committee of Conference on House Bill No. 800.

The SPEAKER. The report will lie over for printing.

SENATE MESSAGES

AMENDED SENATE BILLS CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bills numbered and entitled as follows:

SENATE BILL No. 361.

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employees to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employees to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employees be the exclusive representatives of all the employees authorizing the board to conduct hearings and elections and certify as to representatives of employees for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of a common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" further defining certain terms declaring certain additional labor practices of employers and employees to be unfair authorizing the Pennsylvania Labor Relations Board to conduct strike votes and votes to return to work by secret ballot and further defining the scope of collective bargaining.

SENATE BILL No. 723.

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" providing for modification of the manner in which employer contribution rates are determined establishing the Fund Stabilization Factor in lieu of the Safety Factor and making provision for the application thereof and providing for further adjustment of employers' contribution rates for the last three quarters of the year one thousand nine hundred and forty-seven.

SENATE BILL No. 801.

An Act to provide for the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employees which cause or threaten to cause strikes lockouts slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employees for the enforcement of such public policy and providing penalties.

RE-APPOINTMENT OF CONFERENCE COMMITTEE ON HOUSE BILL No. 1286

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 1286, entitled:

An Act validating certain conveyances of real property made by a county home or by the directors of the poor.

And has appointed Messrs. Watson, Mahony and Woodring, a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the differences existing between the two houses in relation to said bill.

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 580.

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno

Domini one thousand eight hundred and seventy-nine" by establishing an exemption for capital actually and exclusively employed in coal mining or coal mining and preparation plant business with regard to the capital stock and tax and franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies and postponing the effective date of said exemption

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON SENATE BILL No. 717

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 717.

An Act making an appropriation to the Department of Public Instruction for use at the State Teachers' Colleges and Pennsylvania Soldiers' Orphan School for payment of the costs of repairs construction repairs alterations replacements and improvements to existing plant facilities and equipment for the purchase or replacement of equipment furnishings and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto

SENATE REJECTS CONFERENCE COMMITTEE
REPORT ON HOUSE BILL No. 502

The Clerk of the Senate being introduced, informed that the Senate rejects the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 502.

An Act to further amend sections four thirteen and subsection (a) of section twenty of the act approved the third day of May one thousand nine hundred thirty-three (P. L. 242) entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture defining beauty culture and regulating beauty culture shops schools students apprentices teachers managers and operators conferring powers and duties upon the Department of Public Instruction providing for appeals to certain courts by applicants and licensees and providing penalties" by further regulating the eligibility requirements for examinations and the proceedings to revoke or suspend licenses and certificates and prescribing additional penalties

CONFERENCE COMMITTEE ON HOUSE BILL
No. 502 DISCHARGED

Mr. KRISE. Mr. Speaker, I move that the Committee of Conference on the part of the House on House Bill No. 502 be discharged.

The motion was agreed to.

HOUSE BILL No. 502 LAID ON TABLE

Mr. KRISE. Mr. Speaker, I move that House Bill No. 502 be laid upon the table.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 491, as follows:

An Act to further amend Subsection C of Section two hundred four of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers and duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the establishment of branch offices and sub-agencies and for the approval thereof by the Department of Banking and the Banking Board

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Subsection C of Section two hundred four of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as last amended by the act approved the twenty-second day of April one thousand nine hundred thirty-seven (P. L. 349) is hereby further amended to read as follows

Section 204 Branch Offices and Sub-Agencies

* * * *

C Any institution may in the case of an incorporated institution in the manner provided by this act for an amendment to its articles or in pursuance of a plan of merger or consolidation in accordance with the provisions of this act and in the case of a private bank with the prior written approval of the department establish a branch at any place within this Commonwealth where at the time such institution proposes to establish such branch any national banking association having its principal office in the same county as that in which the principal office of the institution proposing to take such action is located would have the power under the laws of the United States [now or] hereafter enacted to establish a branch of such national banking association Provided That no such branch shall be established under the provisions of this subsection unless the city borough or community in which it is to be established is without adequate banking facilities or in the case of a merger or consolidation is without adequate banking facilities other than an incorporated institution or national banking association which is a party to the plan of merger and consolidation in accordance with the provisions of this act and Provided further That the establishment of every such

branch shall be approved by the Department of Banking and the Banking Board

Section 2 This act shall become effective immediately upon its final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. ANDREWS. Mr. Speaker, in the name of free enterprise I must protest against this bill, particularly since the bankers are so insistent about free enterprise. This bill limits the right of those who might desire to do so to establish branch banks, if some dignitary somewhere decides that they are necessary. I don't see why the growth of the banking business should be subject to such strict rules and regulations. If they are enterprising people and want to broaden the banking system and establish branch banks I don't see why they should not have that right. So I protest against this bill in the name of free enterprise, which I think the bankers should support, instead of creating in each community or trying to create a banking monopoly, and then when they have got the monopoly established, to go on a four-day or five-day or three-day week.

Mr. SORG. Mr. Speaker, the gentleman from Allegheny, Mr. Cooper, is the Chairman of the committee that reported this bill. I am going to vote for this measure on faith. I am going to vote for the measure because it was considered by the Committee on Banking and Building and Loan of which the gentleman from Allegheny, Mr. Cooper, is Chairman. I know that it has been given full consideration in the Committee meetings, and for that reason I request the Members of this House to vote in favor of it.

Mr. LOVETT. Mr. Speaker, I feel that this bill is a very important bill and the Members should answer to their names. We do not want to verify rolls. It seems that this bill is very important to small communities, especially the outlying districts which are interested in the subject of branch banking. We are going to insist that the Members answer to their names on this bill.

The SPEAKER. The Members will please answer to their names distinctly.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—157

Aaronson.	Goodling.	Madigan.	Sax.
Baumunk.	Gorman.	Mazza.	Scott.
Beech.	Graybill.	McCormack.	Serrill.
Bender.	Greenwood.	McCosker.	Shoemaker.
Bonawitz.	Greer.	McCullough.	Simons.
Boorse.	Griffiths.	McDonald.	Sinalth, C. C.
Bower.	Guthrie.	McKinney.	Smith C. M.
Brelsich.	Gyger.	McMillen.	Sollenberger.
Brice.	Hall.	Mikula.	Sorg.
Brunner.	Haller.	Miller.	Sproul.
Cadwalader.	Haudenshield.	Mintees.	Stimmel.
Cassidy.	Helm.	Mohr.	Stockham.
Clevenger.	Henry.	Moore, C. E.	Stonier.
Cook.	Hewitt.	Moore, A. A.	Stuart.
Cooper.	Hucker.	Morrison.	Thomassy.
Cordier.	Hoffman.	Murray.	Thompson.
Costa.	Hoopes.	Myers.	Tittle.
Crowley.	Horan.	Najaka.	Tompkins.
Dague.	Jennings.	Neff.	Toomey.

Dalrymple.	Johnson.	Nelson.	Turner.
Davison.	Johnston.	O'Dare.	Upshur.
De Long.	Jones.	O'Donnell.	Vaughar.
Demech.	Jump.	Orban.	Wachhaus.
Dennison.	Kean.	Patten.	Wagner.
Depuy.	Kelley.	Pichney.	Waldron.
Dye.	Kemp.	Pickens.	Walton.
Efenberg.	Kent.	Price.	Waterhouse.
Elder.	Kline.	Proper.	Watkins.
Erb.	Kohl.	Ragot.	Watson.
Ewing.	Krise.	Reagan.	Weidner.
Feola.	Kurtz.	Reese, D. P.	Wescott.
Fish.	Laughner.	Relly, J. M.	West.
Fiss.	Layer.	Relly, W. J.	Wood.
Flack.	Lee.	Richter.	Worley.
Fleming.	Lelsey.	Riley.	Yeakel.
Foor.	Livingston.	Robbins.	Yester.
Frost.	Livingstone.	Robertson.	Young.
Gallagher.	Loftus.	Rowen.	Lichtenwalter.
Getchey.	Lyons.	Royer.	Speaker
Gibson.	Madden.		

NAYS—40

Andrews.	Chudoff.	Mooney.	Scanlon.
Bane.	Cochran.	Needham.	Schuster.
Barrett.	Cole.	O'Connor.	Snider.
Bentzel.	Dix.	O'Neill.	Stank.
Bloom.	Evans.	Petrosky.	Swope.
Boies.	Goff.	Polaski.	Verona.
Brown.	Imbt.	Powers.	Weiss.
Bucchin.	Kirley.	Readinger.	Wheeler.
Capano.	Lovett.	Reese, R. E.	Wolf.
Chervenak.	Mills.	Sarraff.	Yetzer.

NOT VOTING—8

Kratz.	Naumann.	Rose.	Trout.
Mihm.	Root.	Tahl.	Wallin.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 615, as follows:

An Act making provisions for community property law providing that the act shall apply to husbands and wives and their property subsequent to the effective date of the act defining separate property and the community property of the husband and wife providing for the management control and disposition thereof defining the ownership of funds on deposit in any bank or banking institution providing for the rights and remedies of creditors providing that either spouse may give or convey his or her community property to the other providing for disposition of community property on dissolution of marriage providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management control and disposition of community property providing for the administration and distribution of the interests of a deceased spouse in community property

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All property of the husband both real and personal owned or claimed by him before marriage or before the effective date of this act whichever is later and that acquired afterwards by gift devise or descent or received as compensation for personal injuries shall be his separate property

Section 2 All property of the wife both real and personal owned or claimed by her before marriage or before the effective date of this act which ever is later and that acquired afterwards by gift devise or descent or received

as compensation for personal injuries shall be her separate property

Section 3 All property acquired by either the husband or wife during marriage and after the effective date of this act except that which is the separate property of either as hereinabove defined shall be deemed the community or common property of the husband and wife and each shall be vested with an undivided one-half interest therein and all the effects which the husband and wife possess at the time the marriage may be dissolved shall be regarded as common effects or gains unless the contrary be satisfactorily proved

Section 4 The wife shall have the management and control and may dispose of her separate property and that portion of the common or community property consisting of her earnings all rents interest dividends and other income from her separate property and all other common or community property the title to which stands in her name The husband shall have the management and control and may dispose of his separate property and all community property the management control and disposition of which is not conferred upon the wife hereby

Section 5 All real estate whether the separate property of the husband or wife or the community or common property of both shall not be sold encumbered or otherwise disposed of except in the manner provided by law prior to the effective date of this act

Section 6 Any funds on deposit in any bank or banking institution whether in the name of the husband or wife shall be presumed to be the separate property of the party in whose name they stand regardless of who made the deposit and unless said bank or banking institution is notified to the contrary it shall be governed accordingly in honoring checks and orders against such account

Section 7 That portion of the community property under the management control and disposition of the wife or which stands in her name shall be liable for debts contracted by the wife and for torts of the wife committed in the course of acquiring holding or managing such community property but not otherwise That portion of the community property which is under the management control and disposition of the husband shall be liable for debts contracted by the husband and for torts of the husband committed in the course of acquiring managing holding or disposing of the community property but not otherwise The husband and wife and each of them shall be entitled to the exemptions to which they or either of them are entitled under existing laws All debts created by the husband or wife after marriage or after the effective date of this act which ever is later shall be regarded as community debts unless the contrary be satisfactorily proved

Section 8 No creditor shall have recourse to the community property for the payment of debts or liabilities created by either the husband or the wife except as provided in section seven of this act Provided however That any creditor may satisfy his claim or demand out of the community property which was under the management control and disposition of the spouse incurring the indebtedness or liability at the time the debt or liability was contracted or created and which has been subsequently conveyed or transferred to the other spouse and is under the management control and disposition of said other spouse without proof that said creditor relied upon said community property in advancing said credit but without prejudice to the rights of the third party purchasers encumbrancers or other creditors or grantees and provided further that the husband or wife on paying community debts shall as between themselves charge the same against community property

Section 9 The husband may give grant bargain sell or convey directly to his wife and a wife may give grant bargain sell or convey directly to her husband his or her community property in esse Every deed and conveyance made from the husband to the wife or from the wife to the husband shall operate to divest the property therein

described of every claim or demand as community property to the extent herein provided and shall vest the same in the grantee as the separate property of the grantee Provided however That the deeds conveyances or transfers hereby authorized shall not affect any existing equity in favor or creditors of the grantor at the time of such transfer gift or encumbrance

Section 10 In the event of the dissolution of marriage by decree of any court of competent jurisdiction the husband and wife shall each be vested with an undivided one-half interest in the community property as tenants in common but nothing herein shall prevent the court from having the same powers with respect to said property as to other property of either the husband or wife

Section 11 Whenever the husband or the wife is non composmentis or has been convicted of a felony or sentenced to imprisonment for a period of more than one year or whenever the husband has abandoned his wife and family and left her and his family if they have children without support or whenever the husband or the wife is an habitual drunkard or for any other reason is incapacitated to manage control or dispose of the community property the other spouse may present a petition duly verified to the court of quarter sessions of the county wherein they reside or if they are non-residents wherein any of the community property is located or situated stating the name of the incapacitated spouse a description of all community property both real and personal and the facts which render the other spouse incapacitated to manage control or dispose of the community property and praying that the spouse filing the petition be substituted for the incapacitated spouse as to the management control or disposition of the community property then under the management control and disposition of said spouse with the same power of managing controlling and disposing of the community property as was vested in the incapacitated spouse

Section 12 In all such cases services of process shall be duly verified to the court of common pleas of the county had as in actions of assumpsit or in such other manner as may be directed by the court

Section 13 Upon the hearing of the petition so filed the court shall render judgment therein either dismissing said petition or adjudging the spouse filing same to have such power of managing controlling and disposing of the community property either real or personal formerly under the management control and disposition of the other spouse as to the court may appear to be just proper equitable and to the best interests of said estate

Section 14 All judgments rendered as in the preceding section provided shall be recorded in the office of the prothonotary of the court of common pleas of the county where said property affected thereby is situated and such judgment when so rendered shall be notice of the facts therein set out

Section 15 Upon the death of the husband or the wife the surviving spouse shall administer all community property in the same manner and with the same duties privileges and authority as are vested in a surviving partner to administer and settle the affairs of a partnership upon the death of the other partner Provided That the surviving husband or wife shall not be disqualified from acting as executor or administrator of the estate of the deceased husband or wife And provided further That the survivor of the husband or wife shall pay out of the community property except exempt property all debts of the community whether created by the husband or the wife And provided further That when all debts of the community shall have been fully satisfied the survivor shall transfer and convey to the administrator or executor of the deceased one-half of the community property remaining to be administered and distributed as other property of the estate either subject to the terms of the will of the deceased or under the laws of descent and distribution as the case may be and thereafter all the interest of the surviving partner in said community property shall be that of a tenant in common

Section 16 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. BROWN. Mr. Speaker, I would like to ask if there is anyone in the House who can explain the implications involved in Senate Bill 615, Printer's No. 626.

The SPEAKER. The Chair would call to the attention of the Members that the bill on their desks has a new Printer's No., 620. Does the gentleman from Allegheny have the bill?

Mr. BROWN. Yes, I have it before me.

Mr. SORG. Mr. Speaker, Senate Bill 615 is a proposal to establish in the State of Pennsylvania what is known in some other states as a community trust system of holding properties held by husband and wife. Under the provisions of this act all property acquired after the effective date thereof, and subsequent to the marriage of the two individuals, would be held by those two individuals as husband and wife, one-half interest each. It also provides that in the case of dissolution of marriage each of the two individuals shall receive one-half of all the property so acquired. So also in the case of the death of either of the two individuals. It introduces a change in the property laws, so far as that which is held by husband and wife is concerned.

Mr. BROWN. Mr. Speaker, I desire to interrogate the gentleman from Elk, Mr. Sorg.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. BROWN. Mr. Speaker, will Section 3 of Senate Bill 615 abolish estates by entirety?

Mr. SORG. Mr. Speaker, if the property is acquired after the effective date of this act and after the marriage of the two individuals they will hold it as community property rather than as tenants by entirety, unless by specific agreement they should see fit to hold the same as tenants by entirety.

Mr. BROWN. Mr. Speaker, wherein in Section 3 can they by any specific agreement establish an estate by entirety?

Mr. SORG. It is not specified in Section 3. There is another provision of the act, however, where community property can be in both individuals and set out in such a manner as they see fit.

Mr. BROWN. Mr. Speaker, will the gentleman show me that in the act?

Mr. SORG. On page 5, Mr. Speaker, section 9, it is provided that "The husband may give, grant, bargain, sell or convey directly to his wife, and a wife may give, grant, bargain, sell or convey directly to her husband his or her community property in esse. Every deed and conveyance made from the husband to the wife or from the wife to the husband shall operate to divest the property therein described of every claim or demand as community property to the extent herein provided and shall vest the same in the grantee as the separate property of the grantee. Provided, however, that the deeds, conveyances or transfers hereby authorized shall not

affect any existing equity in favor of creditors of the grantor at the time of such transfer, gift or encumbrance."

Mr. BROWN. Mr. Speaker, does the gentleman then say that that will allow an estate by entirety, as we understand it in Pennsylvania today?

Mr. SORG. Yes, Mr. Speaker, if the parties see fit to so arrange. That is my opinion.

Mr. BROWN. Mr. Speaker, is this the first time that the gentleman has read section 9?

Mr. SORG. It is not, Mr. Speaker.

Mr. BROWN. Mr. Speaker, does the gentleman not know that section 9 has only to do with the conveyance of real estate and has nothing to do with the creation of any estate in the two parties?

Mr. SORG. Mr. Speaker, the only way you can create an estate by entirety with another individual is by a conveyance of one kind or another.

Mr. BROWN. Mr. Speaker, will the gentleman explain to me what is meant under Section 10, page 6 of the bill, "In the event of the dissolution of marriage by decree of any court of competent jurisdiction the husband and wife shall each be vested with an undivided one-half interest in the community property as tenants in common." That means that each of them shall hold one-half of the property acquired as described in this act.

Mr. BROWN. Mr. Speaker, will the gentleman read the other section?

Mr. SORG. "But nothing herein shall prevent the court from having the same powers with respect to said property as to other property of either the husband or wife."

Mr. BROWN. Mr. Speaker, would the gentleman explain what that means?

Mr. SORG. Mr. Speaker, should there be property that is not community property, that was acquired before the effective date of this act, for instance, by a bill in equity, after a decree of divorce, the property might be divided as, for instance, if it had been held by entirety by the husband and wife.

Mr. BROWN. Mr. Speaker, will the gentleman look at page 8, section 15, and be kind enough to explain what section 15 means, insofar as the administration of the estate is concerned, which I believe would end on line 12 of page 8?

Mr. SORG. "Upon the death of the husband or the wife the surviving spouse shall administer all community property in the same manner and with the same duties, privileges and authority as are vested in a surviving partner to administer and settle the affairs of a partnership upon the death of the other partner."

Mr. BROWN. Suppose, Mr. Speaker, the surviving spouse does not agree to administer the community property. Who then under the law would administer it?

Mr. SORG. Mr. Speaker, the surviving spouse could designate any attorney or any individual if he might see fit to do so. If the survivor does not want the property they just don't take it.

Mr. BROWN. Mr. Speaker, as I understand then, this gives the surviving spouse the right to nominate. Suppose she does not nominate an administrator. Who administers the community property?

Mr. SORG. Mr. Speaker, the same thing would happen in a case like that as in the case of a devisee or legatee

who does not want the property. They just don't take action to acquire possession.

Mr. BROWN. So that, Mr. Speaker, there would be no administration of the community property if the surviving spouse failed to act?

Mr. SORG. That is my opinion, Mr. Speaker.

Mr. BROWN. Notwithstanding the fact, Mr. Speaker, that the community property and the interest therein may be property that would descend or would be distributed to other persons?

Mr. SORG. Not necessarily, Mr. Speaker.

Mr. BROWN. Could it be, Mr. Speaker?

Mr. SORG. No, Mr. Speaker, in the case of dissolution of a partnership, and the surviving partner refuses to act, under the Uniform Partnership Act, those who have an interest have the right to ask for an administrator.

Mr. BROWN. Mr. Speaker, does the gentleman read that into section 15?

Mr. SORG. Mr. Speaker, I do read that into section 15, because specifically that is the right of the surviving partner.

Mr. BROWN. Mr. Speaker, will the gentleman show me in section 15 how he reads that discretionary power into section 15, when the only power given to administer community property is in the surviving spouse, and that power is mandatory in the surviving spouse.

Mr. SORG. Mr. Speaker, under the Uniform Partnership Act the only power designated is in the surviving partner, and in the event of the failure of the surviving partner to act, anyone who has an interest in the property can insist that either that surviving partner do so or ask for the administration himself or herself.

Mr. BROWN. Mr. Speaker, may I ask the gentleman one more question? In the event a man who was married and who acquires property subsequent to the passage of this act, and he dies intestate leaving to survive him two minor children, how would the property affected by this bill be distributed under the intestate laws now and how would it be distributed under Senate Bill 615?

Mr. SORG. In the same way, Mr. Speaker.

Mr. BROWN. Mr. Speaker, doesn't the gentleman know that the property under Senate Bill 615 would be community property?

Mr. SORG. I do, Mr. Speaker.

Mr. BROWN. Mr. Speaker, wouldn't then the surviving spouse have an undivided one-half interest in the property?

Mr. SORG. That is correct, Mr. Speaker.

Mr. BROWN. Mr. Speaker, wouldn't the children then take one-third of the one-half interest?

Mr. SORG. That is correct, Mr. Speaker.

Mr. BROWN. Mr. Speaker, under the present law and with the same situation the children would take one-third of the whole estate?

Mr. SORG. That is correct, Mr. Speaker.

Mr. BROWN. Mr. Speaker, so that there is a change in our laws of descent under this bill?

Mr. SORG. There isn't any change in the effect of the intestate laws on the estate that is held by the decedent. I might suggest that if they were tenants by entirety the intestate laws would not apply, and that would go at the present time.

Mr. BROWN. Mr. Speaker, may I repeat the question?

I don't believe the gentleman caught the question at all. My question was if a man who had separate property acquired subsequent to the passage of this act died intestate, leaving to survive him his widow and two minor children, under our present intestate laws what interest would the children have in his estate?

Mr. SORG. Mr. Speaker, the gentleman's premises are impossible. After the passage of this act the decedent will not have departed his life in possession of any separate property.

Mr. BROWN. Mr. Speaker, would the gentleman from Elk be kind enough to answer the question? The question is if there was a man who died, having a separate property, leaving a spouse and two minor children, and he died intestate, what interests would those children have in that property today?

Mr. SORG. One third, Mr. Speaker.

Mr. BROWN. Mr. Speaker, if after the passage of this act a man died, leaving separate property and leaving a wife and two minor children, and he died intestate, what interest under this law would those minor children have in that property?

Mr. SORG. Mr. Speaker, one-third of what the husband died possessed of.

Mr. BROWN. Mr. Speaker, that would be one-half or one-sixth to the children?

Mr. SORG. That is correct, Mr. Speaker.

Mr. BROWN. That is all. I thank the gentleman.

Mr. Speaker, I don't know the exigencies that pressure us to pass an act of this kind that cuts across two fundamental property rights that we have in Pennsylvania established for many, many, many years. No one knows and no one could tell at this present time, if this bill becomes law, whether it can be possible or may be possible to create an estate by entirety in the Commonwealth of Pennsylvania. The most serious thing about this bill is that it upsets completely our laws dealing with intestacy. After two years the advisory committee of the Joint State Government Commission brought in an act here revising our whole laws dealing with intestacy, and now for some reason which is not clear to me, by this bill we are going to upset all of our laws dealing with intestacy. If that is what you want you have a perfect right to it, but the people of the Commonwealth have no appeal from the action of this Legislature, especially at this particular time.

I say to you that this is the most ridiculous and absurd piece of legislation presented to this General Assembly in this session. It is so absurd that the clarifying amendments presented by the Majority Leader to this House yesterday, which attempted to clear up the bill, were withdrawn by him upon his own motion. If we pass this bill none of us know what is in it. I have heard the Majority Leader say time and time again that we are passing bills on faith. If we are passing bills on faith then I say we are disregarding the pledge we made to the people of this Commonwealth and the pledge we took under the Constitution of the Commonwealth of Pennsylvania.

Mr. SORG. Mr. Speaker, I fear that the gentlemen uses strong adjectives to introduce complications into a comparatively simple situation. This bill simply can be explained as a measure which seeks to set up a com-

munity property estate in husband and wife in property that is acquired after their marriage.

Mr. CAPANO. Mr. Speaker, yesterday we passed Senate Bill 723 which provided for the large manufacturers. Today we are considering Senate Bill 615 which for all purposes is intended to take care of the large executives and their incomes.

Senate Bill No. 615 is designed to permit a very select class of Pennsylvania citizens to defraud the Federal Government of a certain portion of their income tax obligations. To win public approval for this Bill false propaganda has been circulated. (1) That all those required to pay income tax will save money ranging from 15% for those with \$3000 income and less, to 25% for those with higher incomes; (2) that the citizens of Pennsylvania will save 100 million dollars.

In order to work this fraud it is necessary that the present laws relating to the rights of husband and wife be changed. That a fiction be created whereby all property be considered as property in common and both participate in the production of the income. In this manner each spouse is entitled to one-half of all property and all income hereafter. Each spouse can file a separate income tax return, regardless which of them in reality earned the income.

The public is not informed as to the serious damages caused by this change in our property laws. No lawyer can now foresee how extensive the affects of this law can be regarding the property rights of husband and wife. To mention a few results: The wife or husband, as the case may be, can legally claim one-half of the real estate, money in the bank or other assets, regardless of the name thereon; one-half of the income, regardless who earns it; in the event of divorce, the wife will be entitled to one-half of all property; in cases of separation, the wife could legally claim one-half of the income and go into Court to have her husband support her from the other half of his half of the income, providing that her separation is justifiable.

Permit me to cite some figures to prove to you that all income earners do not benefit from this proposed legislation. These calculations, I am about to present are all based on a family or husband and wife and two children, an average American family;

Income	Tax 1946	With S. B. 615	Saving	Pct.
\$3,000	\$131	\$159	—\$28	Loss
5,000	480	470	10	2%
10,000	1960	1700	260	14%
25,000	8970	7610	1360	15%
50,000	25380	19105	6275	25%
100,000	67320	52200	15,120	25%

What will result if the Federal Government's budget is materially upset by a widespread practise of this fraud? Additional taxes will have to be levied. Even those who will not benefit from the enactment of this legislation. Peter will be robbed to pay Paul. Peter, the one with a small income, the poor, to pay Paul, the one with the high income or the rich. We passed a law a few days ago to close the door to the penny chislers on the cigarette tax and we now propose to open the doors to those who cheat in thousands of dollars. For these reasons I am opposed to Senate Bill No. 615.

Mr. SORG. Mr. Speaker, I desire to interrogate the gentleman from Washington, Mr. Capano.

The SPEAKER. Will the gentleman from Washington permit himself to be interrogated?

Mr. CAPANO. I will, Mr. Speaker.

Mr. SORG. In the case of the first figures the gentleman cites, Mr. Speaker, I desire to inquire how he arrives at the figures that he will pay more after the passage of Senate Bill 615?

Mr. CAPANO. I figure, Mr. Speaker, on the basis of the figures as given in the schedule of taxes levied.

Mr. SORG. Does the gentleman figure on the basis of separate returns?

Mr. CAPANO. I figured it, Mr. Speaker, on the basis of joint returns and then figured on the basis of separate returns.

Mr. SORG. Did the gentleman figure on the basis of joint returns in both instances?

Mr. CAPANO. Not in the case of the three thousand dollar income. They were taken separately, considering Senate Bill 615.

Mr. SORG. Do I understand the gentleman took the separate returns in one computation and joint returns in the other?

Mr. CAPANO. No, I figured all of it first as joint returns under the 1946 tax and then I took it subsequently as it would be under 615, and added them together. In other words as I told you, on the three thousand dollar income, their joint return in 1946 would be one hundred thirty-one dollars. Their separate return added together would be one hundred fifty-nine dollars under Senate Bill 615.

Mr. SORG. Mr. Speaker, does the gentleman make any computation on the basis of joint returns after the passage of Senate Bill 615?

Mr. CAPANO. It would be the same, Mr. Speaker.

Mr. SORG. Therefore there would be no money paid by anybody to compensate whoever might make a saving in tax.

Mr. SPROUL. Mr. Speaker, I desire to interrogate the gentleman from Washington, Mr. Capano.

The SPEAKER. Will the gentleman from Washington permit himself to be interrogated?

Mr. CAPANO. I will, Mr. Speaker.

Mr. SPROUL. May I ask the gentleman what proportion of the national income do Pennsylvanians pay on their income tax, what proportion does Pennsylvania pay of the national tax program?

Mr. CAPANO. I cannot answer that, Mr. Speaker.

Mr. SPROUL. Approximately ten per cent, I think is the figure. Well now, Pennsylvania then will pay more income taxes, because I understand nine or ten other states are paying much less under the community property law.

Mr. CAPANO. As I stated, if this practice is widespread it would naturally result in the Federal Government budget being unbalanced and additional taxes would be levied in order to make up the shortage.

Mr. SPROUL. May I ask if the gentleman is interested in the taxes of the national government or those of the state of Pennsylvania?

Mr. CAPANO. As has been suggested, both, Mr. Speaker.

Mr. SPROUL. That is all, Mr. Speaker. I thank the gentleman.

Mr. ANDREWS. Mr. Speaker, the gentleman from Fayette, Mr. Bane, wanted to speak on this bill. I am in hopes that in the next five minutes he will come into the chamber. Tax dodging, smuggling and other assaults upon constituted government are an old Spanish custom. They have their seat in old Mexico and part of our national domain, New Mexico. Arizona perhaps followed in the line, so we have a community property law in the Mexican belt. A very ancient tradition would have a community property law of sorts in Louisiana.

Now, Mr. Speaker, I am very much interested in this development because I have seen a gradual rapprochement between the majority party in the north and that portion of the Democratic party in the south that is most degenerate, and it is a very, very interesting development indeed that Pennsylvania should come into this chamber displaying the banners of Louisiana, Arizona, New Mexico, Old Mexico, and I haven't any doubt of Franco of Spain himself.

I see the gentleman from Fayette approaching. He is going to say something about 615 too. Mr. Speaker, I want to ask a question or two of the Majority Leader.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, I understand that this act has two salient features. I just want to be sure that one does not acquire any financial advantage under this act by marrying a rich widow.

Mr. SORG. Not if she is rich when he marries her, Mr. Speaker. It is only what he acquires afterward.

Mr. ANDREWS. Mr. Speaker, the gold digger who marries a wealthy bachelor, does she stand to profit under this act?

Mr. SORG. Mr. Speaker, I am amazed that the gentleman would suggest that a widow marry a bachelor.

Mr. ANDREWS. Mr. Speaker, I should say a sugar daddy, —a gold digger marries a sugar daddy. Does she profit under this act?

Mr. SORG. This act applies only to property acquired after the marriage, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, am I privileged under this act to share equally in the earnings of my wife.

Mr. SORG. The gentleman is, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, that is one good feature of this act.

Getting back to the fundamental economic situation, the women of this Commonwealth have command of a budget of expenditures at the present time exceeding ninety million dollars. That is what they are spending every year. Eighty per cent of the insurance policies in force are made out for women. Practically every man that takes out insurance names a woman as his beneficiary except that species of insurance that is taken out for business purposes. Ninety per cent of all women that write insurance policies name a woman as beneficiary, and thirty of our major corporations in this country by their stock ownership could be controlled by women if they personally and individually voted their stock interests, so that if under this bill one shares in the earnings of one's wife, that is one virtue. I wish that the Majority Leader had explained more clearly what happens in the case of divorce, if he would clear up my mind on what

happens under this bill in the case of divorce, and then I will yield to the gentleman from Fayette, Mr. Bane.

Mr. SORG. Mr. Speaker, in the case of divorce, properties acquired after the marriage of two individuals and not disposed of otherwise by the joint action of the individuals before the divorce, is divided equally between them.

Mr. ANDREWS. Mr. Speaker, who is responsible under this bill? What are the arrangements for dependents on joint property, on community property? Where do the dependents come in under the Federal Act? Is there any relation to that in this bill?

Mr. SORG. No, Mr. Speaker, under the Federal Act dependency is based upon actual support.

Mr. ANDREWS. Mr. Speaker, who supports the children? Out of whose half of the community property are the children supported?

Mr. SORG. Mr. Speaker, the children are supported, I am sure, out of the property of those to whom their custody is awarded in the divorce proceeding.

Mr. ANDREWS. Mr. Speaker, where does the custody of the children figure in as a charge on the community property, before the divorce, if the children are neglected and if they are not properly provided for and if it is necessary to take action in the courts to secure a financial provision for the children for their education or for their care? Against which portion of the community property is the charge made?

Mr. SORG. Both of them have an equal responsibility, Mr. Speaker.

Mr. ANDREWS. Under the act, Mr. Speaker?

Mr. SORG. No, Mr. Speaker, that is under the existing law. This act does not affect that existing law as to the custody and responsibility.

Mr. ANDREWS. Mr. Speaker, I have one further word to say. I suggest that all the Members of this House who have read this bill at least once and who understand it, vote, and those who have read it and don't know what it means, endeavor to vote "present" or absent themselves. If we pass enough legislation like this this House will awaken in about three months after the Members return to their homes.

Mr. BROWN. Mr. Speaker, I understood the Majority Floor Leader to say in answer to a question by the Minority Floor Leader when he asked about divorce proceedings, that the custody of the children would be awarded to certain persons, and they would have the right of supporting the children. I am not clear in my mind, as I understand it, that the divorce court has anything to do with custody, unless that is something new in the law or brought in by Senate Bill 615. I would like the gentleman to explain what he meant.

Mr. SORG. Mr. Speaker, either I did not make myself clear or I made a misstatement or the gentleman misunderstood me. I don't remember the exact phraseology I used. I merely meant to indicate to the gentleman from Cambria that the courts have the right to award the custody of children on the petition of either party and after hearing the facts custody is awarded to the one who is most deserving of the custody of the children. In that event the person having the custody certainly would be the one to have the right to claim credit for dependency in the tax case.

Mr. BROWN. Mr. Speaker, from what the gentleman has just said, in case the husband, who is primarily responsible for the support of the children, would be charged with the support by the court, he could only have one-half of his property to support the children on, and the other half would go to the wife, is that correct?

Mr. SORG. Mr. Speaker, the husband will have all of his property. He will have full and complete ownership of the interest set up in this act.

Mr. BROWN. Mr. Speaker, let us presume that he is a man who has no property except the property acquired after the marriage, then there is a divorce and he was not responsible for the divorce. Let us presume the worst situation, that he was compelled to divorce his wife.

These situations happen every day in court and that is the reason this bill is so important. I say to the Majority Leader, let us suppose that he was compelled to bring an action to divorce his wife, and the court grants him the divorce on good and valid grounds, and he has three children to support, and the custody of the children would be awarded to him. This wife from whom he secured a divorce because of her conduct walks out with one-half of his property. He is responsible for the support of his children, whether they be three or four, he only has the other half to rely upon, is that not correct?

Mr. SORG. That is correct, Mr. Speaker. I would like to amend the answer with the statement that hard cases make bad bargains. I submit there are more good cases than bad in Pennsylvania.

Mr. BROWN. Mr. Speaker, I am not concerned and I am not at this time interested in who saves any money by virtue of income tax returns, but if the example I cited to the Majority Floor Leader, which was admitted on the floor of the House to be the case from the example I cited, would so change our laws today in Pennsylvania, heaven knows this bill ought to be defeated.

Mr. BANE. Mr. Speaker, I have to admit in the discussion of the merits of this particular bill that I am not qualified to stand here and submit to the Members of this House an opinion as to whether or not it accomplishes the good that it purports to accomplish, and yet at the same time does not encourage or create a great many more evils which offset any of the benefits which you and I as individuals receive.

Mr. Speaker, this bill in the Judiciary Committee received a great deal of discussion. We received it in the very closing hours of this session. No opportunity was given to the members of the Committee to really study this bill and its possible effect upon our fundamental property law. It has been reported out on the floor of the House. Most of the Members of this House followed the discussion that occurred near the Speaker's rostrum last evening. There were as many divergent ideas about the effect of this bill as there were Members present at that conference. I can only say to you honestly and sincerely that in my own opinion there has never been introduced in this House a measure which will so seriously effect our fundamental property laws in Pennsylvania as this particular bill does.

As I read the bill, and I express solely my own opinion, I think it eliminates by law the estates-by-entireties. When you go into the field of divorce law, the jurisdiction of our courts is now established by law, by acts, and

by adjudication of the courts. The example that the gentleman from Allegheny, Mr. Brown, cited is a very definite situation. I can only call to your attention the fact that we amended last night or attempted to correct that possible evil. In almost every instance in which we have divorce actions in Pennsylvania, about ninety-nine out of one hundred are uncontested divorce actions. That means that the spouse, whether it be the husband or wife, in order to procure the divorce must of necessity establish a case within the law before the divorce will be granted. The natural result of that situation is the spouse appears before the Master or the court, whichever case it may be, and make out the other spouse to be the blackguard on that particular situation. That was the purpose of the amendments, in order to correct that situation, where we have an innocent spouse, the wife or husband gets the divorce, with either innocent party nevertheless assenting to the situation or at least tacitly doing so by having agreed to it. We find that the court has the record as against her husband and attempts to divide the property in a situation based upon the circumstances of the case. We would have a situation, and this is one illustration where very divorce in Pennsylvania would probably wind up in being contested in order to prevent one or the other spouse from getting something on the other in the divorce action. I don't say that is a bad situation; it might have a very salutary effect upon the divorce situation in Pennsylvania. Most individuals are very much disturbed when the necessity arises in the course of their lives that require the attention or services of an attorney. I submit to you, Mr. Speaker, that there was introduced in the House no piece of legislation which is going to give more work to the attorneys in Pennsylvania than this particular bill in the next few years. If it becomes a law I predict that at the next session of the legislature we will be very busy trying to plug up the holes in our fundamental property laws that this act attempts to tear down.

I say sincerely and honestly that I don't know what the ultimate effect of this particular bill is really going to be. There isn't an attorney in this House who knows what is going to do. There is enough in this bill apparent on its face to disturb and upset the advice and opinion of every Member of this House.

Therefore, Mr. Speaker, I submit to you if there ever was a bill that ought to be studied by this House, and its legal effect given every consideration before we submit it to this General Assembly for passage, it is this particular measure. Since we are now in the closing hours of the session and that opportunity has not presented itself I agree in self-protection that the Members of this House ought to vote this bill down.

Mr. SORG. Mr. Speaker, I agree that we are here making a somewhat fundamental change. I submit, however, that the statements made concerning the abolition of income by entireties of an estate between a husband and wife is somewhat in error, by reason of those provisions in the law that permits them after the property is acquired and after they hold the property, that they can dispose of it, and establish estate they desire, jointly between them. The law applies only to the effect of the acquisition of the property until they hold it in this particular type of estate, at which time they can usually agree between themselves, if they desire to hold the property

by entireties, which, of course, is necessary at the present time.

Mr. LAUGHNER. Mr. Speaker, I desire to interrogate the gentleman from Elk, Mr. Sorg.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. LAUGHNER. Mr. Speaker, I would like the Majority Leader to tell me whether or not in the case of John Doe, who would leave or have, —let use take the even figure of sixty thousand dollars in personal property, let us say in cash. He dies and has a wife and two children. Would it be possible under this act to leave one-third to his wife and one-third to each child?

Mr. SORG. Mr. Speaker, I should like to inquire of the gentleman whether he has in mind the distinction between property which each decedent may have had before the marriage.

Mr. LAUGHNER. No, Mr. Speaker, I am talking about personal property or cash that he acquires or that he and his wife acquire after the marriage.

Mr. SORG. Mr. Speaker, if he and his wife acquired sixty thousand dollars after the marriage he would have only one-half of the sixty thousand dollars for disposition. I would like to remind the gentleman also, Mr. Speaker, that the present law specifically sets up the disposition of that in the event the decedent does not have a will.

Mr. LAUGHNER. I understand that, Mr. Speaker. Then will the gentleman please answer this question; under this act if the sixty thousand dollars was cash, as I understand thirty thousand dollars would automatically go to the wife, and then the only part of the additional or the remaining thirty thousand dollars that could be left to each child would be, in the case of two children, one-third of the remaining thirty thousand dollars, is that correct?

Mr. SORG. That is correct. I should like to direct the gentleman's attention also to the fact that under our present laws the wife has a right to take against any attempt that the husband might make by testamentary disposition at least one-third of his property at any rate. The wife can take against the husband's will to the extent of twenty thousand dollars in that case.

Mr. BANE. Mr. Speaker, I should like to bring out in the argument that this bill is going to make work for the attorneys. I cite for your consideration the illustration just given by the Majority Leader.

We now have in Pennsylvania estates by entireties. This act is not going to affect such existing estates, but as I read the bill it will be impossible to create them as we now do. So we have a situation where the husband and wife earning income after the marriage or after the passage of this act, whichever comes later, becoming the owner of an undivided one-half of the community property, and each one of them entitled to one-half of that particular income. We would have a situation where we as individuals not learned in the law and not knowing what we can do about it, ask "What are you going to do about it?" You will have to go to an attorney to find out because you are going to find that we will have an undivided one-half interest in a particular estate, and the only way you can create an estate by entireties, first of all, is you have got to separate the properties, and you will have to

decide whether or not that can be done. Let us assume for illustration that it can be done. Then the argument is advanced that having gotten the title into the individual hands of one or the other spouse, that they can establish an estate by entireties. Whether that can be done or not, I don't know. Certainly you as individuals are going to have to admit you are not going to solve it yourselves without the aid of counsel.

Mr. O'CONNOR. Mr. Speaker, I believe that not only the majority, but all of us in the House are interested in the creation and preservation and maintenance of our homes. Under our present law such a thing as young couples entering into the marriage state is impossible. The passage of this law means goodbye forever.

In connection with this law which has been referred to as the Western Law, I am informed that all we need do in Nevada to get a divorce is to go to a hotel and register, pay your room rent six weeks in advance, hang your socks on the bed post, and at the end of six weeks they will give you a divorce. We don't have such a situation in Pennsylvania and I know we don't want it. This bill opens up the gates for dissension, dissatisfaction, separation and divorce.

Those of you who do not understand the legal phraseology, I want to tell you what "entireties" means. An estate-by-entireties is when a man and wife have their deed in two names. That is the way most young husbands and wives start out, wanting to get a home, having the right idea and wanting to work together. They buy the home in two names for the protection that it gives both of them. When they own their own home in their two names, and when the husband or wife dies you are not confronted with the horrible situation that you have heard discussed that will affect your wife and children, if you adopt this antiquated piece of legislation. When a husband and wife own real estate in their two names, and the husband dies, as far as the law is concerned we know the wife owns everything and there is no appraisalment, there is no inheritance tax to be paid, there is no interference with the family or anything else. She goes right on as if her husband had lived.

Mr. Speaker, you have heard the discussion here between the Majority leader and the Minority leader as to what happens under this bill in such situations, should this bill become a law. I don't know of anything in my career that in my mind will do more to break up homes and increase divorce than the enactment of this law. After next September 1, which is just sixty days away you cannot own a home in Pennsylvania or purchase a home in Pennsylvania in your two names and have the protection that you have today, and I don't care what other lawyers say to the contrary. No one will be able to arrange his estate where you can hold your property in two names, and why in the world we should vote for this change in our fundamental law and create this opportunity of breaking up homes, is beyond me. What happens? You own your home in the two names, and the husband dies, there is no settling up of the estate. What happens if you adopt this piece of legislation? This law says that your property, community property shall be settled like two partners. You and I go out here in the automobile business or the coal distributing business, and we decide to quit our partnership. The law says the part-

nership shall settle up the estate, and a division of the estate shall be made. Are we going to reduce the state of matrimony to the level of contracts in the case of the death of either party? Do we want to reach that point in civilization in Pennsylvania? I have sat here for a good many days, I have a great deal of respect for the membership of this House, and I certainly hope that it is not my privilege to stay here and listen to the majority of this House saying that my sons and daughters or my grandchildren in the future will be subjected to the inconveniences and hardships which would be imposed upon them by the passage of this bill.

Mr. SORG. Mr. Speaker, I am more inclined to agree with the gentleman from Fayette, Mr. Bane, and under the example given by the gentleman from Allegheny, Mr. Brown, that this law would have more of a tendency to prevent divorce than it would to encourage it, for the simple reason that the consequences are more severe, particularly in the case of the one who has only one-half interest in the property. The husband and wife owning the community property, if a divorce is granted and the property is divided, there will be a little more serious attention given to the divorce proceedings and a little bit more anxiety in connection with getting it, because the property will become involved, which makes it just a little bit more serious, in my opinion. I want to say to the gentlemen that if a husband and wife under Section 9 of this act specifically want to set up an estate by entireties under exactly the same situation as exists under the present law, they can do so. If it is an independent tenancy by entireties and not community property, it is divested by reason of the setting up of the tenancy by entireties, and the same proceedings in the state laws applies.

Mr. STONIER. Mr. Speaker, I desire to interrogate the gentleman from Elk, Mr. Sorg.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. STONIER. Mr. Speaker, I would like to have the gentleman from Elk answer this question, say that a man marries a lady or a girl and she has a judgment against her, is the husband responsible for her judgment?

Mr. SORG. He is not, Mr. Speaker.

Mr. SPROUL. Mr. Speaker, I, as a layman, fear to tread upon legal ground, but I have enough faith in the ability of the gentleman from Allegheny, Mr. Brown, on any bill passed by this House during this whole session, but I am somewhat confused.

As a layman I am not confused by the legal interpretation of this bill upon the floor of the House because I believe that this bill will give the people of Pennsylvania some of the advantages given in the other states, and I believe that we should be put on a par with other states. I am not a tax dodger, but it gives certain privileges to those who are able to get around the law, and they are not compelled by law to pay certain taxes. I like the privilege of figuring my income in the cheapest way I can, and I am going to ask the laymen of this House to vote for this bill and we won't get involved with the lawyers. So I ask the laymen of this House to vote for this bill.

Mr. WATERHOUSE. Mr. Speaker, I am not on the floor

to oppose or support this bill. I would like to ask a question which might be directed to the Majority Leader or you or anyone else who might be able to answer it.

The SPEAKER. The Chair thanks the gentleman.

Mr. WATERHOUSE. Shall I state my question, Mr. Speaker?

The SPEAKER. State your question.

Mr. WATERHOUSE. Mr. Speaker, supposing I have acquired some property in my life, part of it before I was married, and the balance after I was married. I have children; we go along for a number of years and you come to the parting of the ways with your wife, and you decide that you would like to have your children have two-thirds at least of your property, you are willing to give your wife the rest, and you are willing to step out. Can you do that or can't you?

The SPEAKER. The Chair yields to his attorney.

Mr. SORG. Yes, Mr. Speaker, Section 9 of the act specifically provides that either husband or wife can convey to the other the estate in any manner.

Mr. WATERHOUSE. Mr. Speaker, supposing that instead of the troubles that you run into, you are not feeling so well and you go to a doctor and say, "I am sick," and the doctor says, "I am sorry, you will probably live two weeks," and you decide to make a will. You feel while your wife was unfaithful with you, you have considerable property and you know that one-third of your property will take care of her amply for the rest of her life, and you would like to leave two-thirds to your children, can you do that?

Mr. SORG. Mr. Speaker, with reference to the community property at least acquired after the marriage, it must be divided equally unless a conveyance were made prior to the death. It could not be done by will.

Mr. WATERHOUSE. Mr. Speaker, could you convey it before death without the consent of the wife, two-thirds to the children and one-third to her?

Mr. SORG. No, Mr. Speaker, you could not without the consent of the wife convey two-thirds, neither one can.

Mr. LAUGHNER. Mr. Speaker, I would like to ask the Majority Leader another question.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. LAUGHNER. Mr. Speaker, I am not clear. I want to be clear, —before interrogation, Mr. Speaker, I would like to say unless something has happened in the last ten days my questions will not be pertaining to divorce. I think I am in pretty good shape. I am not thinking of death right now. Would it be possible under the present law, using my example a few moments ago of a man leaving sixty thousand dollars in cash, would it be possible to leave twenty thousand dollars to each child, and twenty thousand dollars to his wife under the present law?

Mr. SORG. Mr. Speaker, that would be possible with the exception of the amount known as widow's exemption.

Mr. LAUGHNER. Mr. Speaker, would it be possible under this act to leave one-third to each?

Mr. SORG. Mr. Speaker, it would be possible to leave only one-half to the children.

Mr. LAUGHNER. Mr. Speaker, could you leave all of the one-half, or the thirty thousand dollars, to the chil-

dren, or would you have to leave under this act thirty thousand dollars to the wife and one-third of the remaining to each child?

Mr. SORG. No, Mr. Speaker, it is my understanding, and I have made specific inquiry in discussing that situation, if the community property consists of sixty thousand dollars, the thirty thousand dollars remaining after the undivided one-half interest of the widow, would be entirely at the disposal of the decedent in whatever manner he may see fit, because he will have acquired an interest under this act by reason of the community property estate.

Mr. LAUGHNER. That is all, Mr. Speaker. I thank the gentleman.

PARLIAMENTARY INQUIRY

Mr. FLEMING. Mr. Speaker, I rise to a parliamentary inquiry.

The SPEAKER. The gentleman from Allegheny will state his parliamentary inquiry.

Mr. FLEMING. Mr. Speaker, is it possible, as suggested by the Minority Floor Leader, for those of us who do not understand the bill before us to vote "present?"

The SPEAKER. It is not possible to vote "present." The Constitution requires a yea and nay vote.

Mr. ANDREWS. Mr. Speaker, does the Chair rule that by consent of the House a Member cannot be permitted to vote "present?" I think, Mr. Speaker, that the House can place a Member in contempt for refusing to vote, but I suggest to the Chair that the House can by consent permit a Member to vote "present."

The SPEAKER. The Chair might state that answering "present" is not a vote, and therefore he could not be recorded as voting in response to his name. It is not a vote and therefore he could not be recorded on the roll as voting if he answers "present" to his name.

Mr. ANDREWS. Mr. Speaker, will the record show the names of those who are recorded as not voting? We have or we did have at the last session a situation where we listed those not voting.

The SPEAKER. The Chair might state to the gentleman that those recorded as not voting are those who are not present in the hall of the House at the time the roll is called.

Mr. ANDREWS. That is right, Mr. Speaker, and I suggest to the Speaker the practical and technical effect of voting "present." I also suggest to the Speaker that the force of the rule regarding voting "present" is to enable the House to compel the presence of a quorum. If voting "present" did not prevent a quorum on a bill, then it will be necessary for the House to compel the Members to vote, so that the record would show the presence of the quorum, but no rule prohibits by permission of the House the voting of "present," when a quorum is present.

The SPEAKER. The Chair will again state to the gentleman that the rule of the House requires a Member of the House to vote for or against a bill.

Mr. RICHTER. Mr. Speaker, I desire to interrogate the gentleman from Elk, Mr. Sorg.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. RICHTER. Mr. Speaker, how would this bill affect

insurance policies of two types, one in which there is a specific beneficiary named, and one which would be payable to a man's estate—

Mr. SORG. Who is the insured, Mr. Speaker?

Mr. RICHTER. Mr. Speaker, the husband being the insured, and dies, and has two types of insurance policies, one payable to his estate, and the other has a specific beneficiary, say his wife or one of his children or a relative.

Mr. SORG. Is it a life insurance policy that the gentleman is referring to, Mr. Speaker?

Mr. RICHTER. Yes, Mr. Speaker.

Mr. SORG. In my opinion, Mr. Speaker, this bill would not affect the disposition of the principal of the insurance at all by reason of the fact that he will have been deceased, and the marital status will not exist at the time the contract takes effect.

Mr. RICHTER. Say that I have an insurance policy payable to my estate, Mr. Speaker, and the premiums on that policy have been paid from what might be called my half of the money coming in. If that money was payable to the estate upon my death would the wife automatically receive one-half of that money or could that be disposed of by will or trust?

Mr. SORG. Mr. Speaker, it could be disposed of by will. It would not be affected by this act.

Mr. WEISS. Mr. Speaker, by the passage of this act, I would say that it would help only the lawyer, and I as a lawyer, of course, will welcome the passage of this bill so far as that is concerned, but God spare the laymen.

Mr. LOVETT. Now, members if you want to go home, go ahead, we have been here a long time, and there is no hurry now; let's be fair about it. Mr. Speaker, you have heard now from all the attorneys and from the rank and file, I wonder,—if you took a vote of the people of Pennsylvania, I am afraid that this bill would be doomed. All I want to ask for, Mr. Speaker, is that we have a very quiet House, and that the members will answer to their names, and only those in the House who vote be recorded.

The SPEAKER. Only those answering to their names will be recorded.

Mr. BROWN. Mr. Speaker, I beg the indulgence of the House. This is a most important piece of legislation. You have been indulgent, but to those of us who have such misapprehension about this bill, there are just one or two questions that should not be allowed to go on the record unchallenged as they are now.

The gentleman from Erie, Mr. Waterhouse, as I understood him, asked the question, could a married man having property in his own name make a deed to his children. Under the law now a man can make a deed to his children, if his wife joins in that deed. If this bill becomes law and if it is community property, such as property acquired by him after the marriage, he cannot make a deed to his children, even if his wife wishes to join with him, because under Section 9 the only right to convey, and I quote Section 9: "The husband may give, grant, bargain, sell or convey directly to his wife," it doesn't say anything about children, "and a wife may give, grant, bargain, sell or convey directly to her husband his or her community property in esse." Now, we are doing this thing hurriedly and we are anxious to get home. I have been here as long as anybody else and I am anxious to get home, but I am

not anxious to put this fraud out upon the people of this Commonwealth until we have exhausted all reasonable means to show to the people that this is a scheme to dodge income taxes, where we are going to tear down the whole House in order to get the stove out.

Mr. SORG. Mr. Speaker, the gentleman is in grave error when he says that under this bill the husband and wife cannot convey property that they own as community property, not only to their children but to anybody they want. I want to say, Mr. Speaker, it is not so much a tax deduction or a tax dodging bill. I read in the papers yesterday that a tax reduction measure for the people generally was vetoed. Here we have an opportunity to give at least married people among the people an opportunity to avail themselves of some assistance to accomplish that result.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

A verification of the roll was requested by Messrs. Lovett, Weiss and Mills.

The roll was verified and was as follows:

YEAS—123

Aaronson.	Foor	Livingston.	Royer.
Baumunk.	Frost.	Livingstone.	Sax.
Beech.	Gallagher.	Mazza.	Serrill.
Bloom.	Getchey.	McCosker.	Shoemaker.
Bonawitz.	Gibson.	McCullough.	Simons.
Boorse.	Goodling.	McDonald.	Smith. C. C.
Bower.	Graybill.	McKinney.	Smith. C. M.
Brice.	Greenwood.	McMillen.	Sollenberger.
Brunner.	Greer.	Mikula.	Sorg.
Cadwalader.	Griffiths.	Miller.	Sproul.
Cassidy.	Guthrie.	Mintess.	Stimmel.
Clevenger.	Gyger.	Mohr.	Stockham.
Cooper.	Hall.	Moore. H. A.	Stuart.
Cordier.	Haller.	Morrison.	Thomassy.
Costa.	Helm.	Myers.	Thompson.
Crowley.	Henry.	Najaka.	Tittle.
Dague.	Hewitt.	Naumann.	Tompkins.
Dairymple.	Imbt.	Nelson.	Turner.
Davison.	Jennings.	O'Dare.	Upshur.
De Long.	Johnson.	O'Donnell.	Vaughan.
Demech.	Johnston.	Patten.	Wachhaus.
Dennison.	Jump.	Pichney.	Wagner.
Dix.	Kean.	Probert.	Waldron.
Dye.	Kelley.	Reese D. P.	Watkins.
Efenberg.	Kemp.	Reilly. W. J.	Watson.
Elder.	Kent.	Richter.	Wescott.
Ewing.	Kline.	Riley.	West.
Feola.	Kohl.	Robbins.	Wood.
Flash.	Krise.	Robertson.	Yeakel.
Flack.	Layer.	Rowen.	Young.
Fleming.	Lelsey.		

NAYS—69

Andrews.	Fiss.	Murray	Scott.
Bane.	Goff.	Needham.	Snider.
Barrett.	Gorman.	O'Connor.	Stank.
Bender.	Hocker.	O'Neill.	Stonier.
Bentzel.	Hoffman.	Orban.	Swope.
Boies.	Horan.	Petrosky.	Toomey.
Breisch.	Jones.	Pickens.	Verona.
Brown.	Kirley.	Polaski.	Walton.
Bucchin.	Kurtz.	Powers.	Waterhouse.
Capano.	Laughner.	Ragot.	Weidner.
Chervenak.	Lovett.	Readinger.	Weiss.
Chudoff.	Lyons.	Reagan.	Wheeler.
Cochran.	Madden.	Reese. R. E.	Wolf.
Cole.	Madigan.	Reilly. J. M.	Worley.
Cook.	Mihm.	Sarra.	Yester.
Deputy.	Mills.	Scanlon.	Yetzer.
Erb.	Mooney.	Schuster	Lichtenwalter.
Evans.	Moore. C. E.		Speaker

NOT VOTING—16

Haudenshield	Loftus	Price.	Tahl.
Hoopes.	McCormack.	Root.	Frout.
Kratz.	Neff.	Rose.	Wallin.
Lee.			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 860, as follows:

An Act to make unlawful the possession of untaxed or unstamped cigarettes and providing for summary conviction and penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Whosoever not being an officer agent or employe of a commissary ship's store or voluntary unincorporated organization of the Army or the Navy personnel operating under regulations promulgated by the Secretary of War or the Secretary of the Navy or not being a duly licensed dealer under the act approved the fourteenth day of June one thousand nine hundred thirty-five (P. L. 341) as re-enacted and amended known as the Cigarette Tax Act and entitled "An act to provide revenue by imposing a State tax upon sales of cigarettes by dealers as herein defined requiring persons engaged in the sale of cigarettes at wholesale and retail to secure permits prescribing the method and manner of collecting such tax conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of cigarettes at retail or wholesale making an appropriation and providing penalties" shall have in his possession two hundred (200) or more cigarettes upon which State Cigarette Tax has not been paid or to the containers of which Pennsylvania cigarette tax stamps are not affixed in the amount required by law shall upon conviction thereof in a summary proceeding be sentenced to pay a fine of not more than twenty-five dollars (\$25.00) and costs of prosecution for each two hundred (200) cigarettes found in his possession the cigarettes shall be forfeited to the Commonwealth and in default of the payment of the said fine and costs he shall be imprisoned in the county jail one (1) day for each dollar of fine and costs unpaid

Section 2 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. CHUDOFF. Mr. Speaker, this bill would make it a crime to have in your possession two hundred untaxed cigarettes, that is a carton of cigarettes, and the penalty provided is a twenty-five dollar fine and a day in jail for each portion of the fine unpaid.

When the tax bills were before us I predicted that the people of Pennsylvania, rather than pay this unfair and inequitable tax, would go outside the Senate of Pennsylvania to the State of New Jersey and the State of Maryland to buy their cigarettes so that they could have approximately sixty cents on a carton of cigarettes. In reply to my prediction the Majority Floor Leader said

that I had no faith in the people of Pennsylvania, that the people of Pennsylvania would not go out of the State to buy their cigarettes, and being good Pennsylvanians they would buy them in the State Pennsylvania.

Now, what happened after that? Immediately all of the newspapers in Pennsylvania carry advertisements that you can buy your cigarettes in the State of New Jersey by mail at one dollar and twenty-six cents a carton, saving approximately sixty cents a carton. These ads have appeared in practically every newspaper in Pennsylvania, and today I saw an ad in one of the Pennsylvania newspapers, and also there was a radio program on the air telling the people of Pennsylvania that they could buy cigarettes in the State of New Jersey and save sixty cents a carton.

What did these people in whom the Majority Floor Leader had great faith do? They went across the bridge into Camden, New Jersey, and all the gasoline stations just on the other side of the river from Philadelphia went into the cigarette business. They found that the business was so profitable that they established the gasoline business as a mere side line. So what did the administration do? Realizing full well that my prediction would come true, and realizing that the yield on the cigarette tax would be substantially reduced, they introduced this bill in the Senate. In addition thereto they provided in the Criminal Code a section so that if a person went to Camden and bought a carton of cigarettes he would be committing a crime and he would be subject to a fine, and the inability to pay the fine would result in a jail sentence.

I say to you that this crime is a very minor crime, and that already the cigarette dealers in New Jersey have a way of getting around our tax bill. They are going to provide for the people of Pennsylvania one hundred and ninety-nine cigarettes in a carton, so that when you go to Camden and you buy one hundred ninety-nine cigarettes you can go over the bridge with this illegal carton. Then we have certain people who go to Camden and buy a carton of cigarettes and smoke one of them and bring the other hundred ninety-nine home.

I say to you, Mr. Speaker, that the Department of Revenue, realizing what they are up against, has introduced a companion bill to 860, that is 861, which provides that the State Police may make search of any conveyance or vehicle without warrant. So, you can see, Members of the House, what I predicted when these tax bills were passed, that the people would go out of the state, they did go out of the state, and I say to you that this tax, being so high and unfair, will result in a loss to the Commonwealth of ten million dollars, and if the cigarette tax law is held unconstitutional by the Supreme Court of Pennsylvania, we will be back here in a special session to correct these defects.

Mr. ANDREWS. Mr. Speaker, House Bill 860 must be read in connection with the bill that passed this House the other day, I believe, under a misapprehension. The bill that went to the Senate provided for a search without warrant. Under the provisions of the bill that we sent to the Senate, as I say, under the impression that the bill did not do what it said it did, we enacted a measure which would authorize the State Police to enter your home at any time with out warrant for the purpose of searching for contraband. Of course, what they will be searching for will be cigarettes, and I am submitting to

the Members of this House, and I am submitting to the Majority Leader the contention that to cover up House Bill 860, that a measure authorizing the searching of homes without warrant is an obnoxious procedure, and that therefore, in view of the fact that the search without warrant measure has passed, the only way we can remove the desires to make the search is to defeat Senate Bill 860, because if we defeat this bill then there would be no reason why the State Police will have any reason at any time of the day or night without warrant to enter your home.

Mr. SORG. Mr. Speaker, I ask the Members of the House to support this measure. It is simply a measure directed against the bootlegging of cigarettes in the Commonwealth of Pennsylvania.

Mr. ANDREWS. Mr. Speaker, I desire to interrogate the gentleman from Elk, Mr. Sorg.

The SPEAKER. Will the gentleman from Elk permit himself to be interrogated?

Mr. SORG. I shall, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, are not Senate Bills 860 and 861 part of a series?

Mr. SORG. They are, Mr. Speaker.

Mr. ANDREWS. Mr. Speaker, does not Senate Bill 861 authorize search without a warrant?

Mr. SORG. It does, Mr. Speaker.

Mr. ANDREWS. Does not the Majority Leader agree, Mr. Speaker, that at least some of the Members of the House passed upon Senate Bill 861 under a misapprehension?

Mr. SORG. I do so agree, Mr. Speaker.

Mr. ANDREWS. Does the Majority Leader submit to this House the contention, or rather the assertion, that he will defend a search-without-warrant measure?

Mr. SORG. Mr. Speaker, I believe that had Senate Bill 861 come to a debate on the floor of the House, and in that bill it provided a similar procedure to that provided for the enforcement of our liquor tax revenue laws, that I would have taken that stand.

Mr. ANDREWS. I thank the gentleman, Mr. Speaker.

There you have it. Two hundred cigarettes mark you as a law breaker, and as a law breaker and having two hundred cigarettes in your possession that do not have the stamps on, the State Police can come at 3 or 4 o'clock or 5 o'clock in the morning, rap on your door and enter your house and search from cellar to garret to find two hundred cigarettes, simply on the mere suspicion that you might have two hundred cigarettes.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—153

Aaronson,	Goodling,	McCosker,	Scott,
Baumunk,	Gorman,	McCullough,	Serrill,
Beech,	Graybill,	McDonald,	Shoemaker,
Fender,	Greer,	McKinney,	Simons,
Bonawitz,	Griffiths,	McMillen,	Smith, O. C.,
Boorse,	Guthrie,	Mikula,	Smith, C. M.,
Bower,	Gyger,	Miller,	Sollenberger,
Brelsich,	Hall,	Mintess,	Sorg,
Brice,	Haller,	Mohr,	Sproul,
Brunner,	Haudenschild,	Moore, C. E.,	Stimmel,
Cadwalader,	Helm,	Moore, H. A.,	Stockham,
Cassidy,	Henry,	Morrison,	Stonier,
Clevenger,	Hewitt,	Murray,	Stuart,
Cook,	Hocker,	Myers,	Thomassy,

Cooper,	Hoffman,	Najaka,	Thompson,
Cordler,	Hoopes,	Naumann,	Tittle,
Costa,	Horan,	Neff,	Tompkins.
Dague,	Imbt,	Nelson,	Toomey,
Dairymple,	Jennings,	O'Dare,	Turner,
Davison,	Johns' 1,	O'Donnell,	Upshur,
De Long,	Johnston,	Orban,	Vaughan.
Dennison,	Jones,	Patten,	Wachhaus.
Dix,	Jump,	Pichney,	Wagner,
Dye,	Kelley,	Pickens,	Waldron,
Efenberg,	Kemp,	Price,	Walton.
Elder,	Kent,	Propert,	Waterhouse,
Erb,	Kline,	Ragot,	Watkins,
Ewing,	Kohl,	Readinger.	Watson,
Feola,	Krise,	Reagan,	Weidner,
Fish,	Kurtz,	Reese, D. P.	Wescott,
Fiss,	Laughner,	Reilly, J. M.,	West,
Flack,	Layer,	Reilly, W. J.,	Wolf,
Fleming,	Lelsey,	Riley,	Wood,
Foor,	Livingston,	Robertson,	Worley,
Frost,	Loftus,	Rose,	Yeakel,
Gallagher,	Lyons,	Rowen,	Young,
Getchey,	Madden,	Royer,	Lichtenwalter,
Gibson,	Madigan,	Sax,	Speaker
Goff,	Mazza,		

NAYS—43

Andrews,	Cochran,	Mills,	Sarraf.
Bane,	Cole,	Mooney,	Scanlon.
Barrett,	Crowley,	Needham,	Schuster.
Bentzel,	Demech,	O'Connor,	Snider,
Bloom,	Depuy,	O'Neill,	Stank,
Boles,	Evans,	Petrosky,	Swope.
Brown,	Kirley,	Polaski,	Verona,
Bucchin,	Livingstone,	Powers,	Weiss,
Capano,	Lovett,	Reese, R. E.,	Wheeler,
Chervenak,	Mihm,	Richter,	Yester,
Chudoff,		Robbins,	Yetzer,

NOT VOTING—9

Greenwood,	Lee,	Root,	Trout,
Kean,	McCormack,	Tahl,	Wallin,
Kratz,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House of Representatives has passed the same without amendment.

SENATE MESSAGES

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON SENATE BILL No. 378

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 378

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON SENATE BILL No. 707

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 707

An Act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties

SENATE ADOPTS CONFERENCE COMMITTEE
REPORT ON SENATE BILL No. 814

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 814

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations

APPOINTMENT OF CONFERENCE COMMITTEE ON
HOUSE BILL No. 454

The Clerk of the Senate being introduced, informed that the Senate has insisted upon its amendments, non-concurred in by the House of Representatives, to House Bill No. 454, entitled:

An Act to amend the heading of Article III and to amend or further amend sections three hundred two three hundred three hundred five three hundred six three hundred seven three hundred eight three hundred nine three hundred ten three hundred eleven three hundred twelve three hundred thirteen three hundred fourteen three hundred fifteen three hundred eighteen three hundred nineteen and three hundred twenty-one of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1225) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" by establishing a new schedule of resident and nonresident licenses and fees fixing a termination date for the instance of free resident licenses to military personnel changing the license period authorizing seizure of licenses of persons mentally or physically incapable of handling firearms safely and changing penalties

And has appointed Messrs. Kephart, Berger and Lane a committee of conference to confer with a similar committee of the House of Representatives (already appointed) on the subject of the difference existing between the two houses in relation to said bill.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 805

Mr. BEECH. Mr. Speaker, I desire to call up the report of the Committee of Conference on House Bill No. 805, Printer's No. 972.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 805, entitled: "An Act to amend section twenty-five of the act approved the eleventh day of May, one thousand nine hundred twenty-five (P. L. 561), entitled 'An act to provide for the election of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors; providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters, equipment and supplies; authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation thereof,' increasing the salaries of members of the commission,"

Respectfully submit the following bill as our report:

PAUL M. CRIDER,
ROWLAND B. MAHANY,
ELMER J. HOLLAND,
(Committee on the Part of the Senate.)
ALBERT E. BEECH,
ROBERT D. FLEMING,
THOMAS J. KIRLEY.

(Committee on the Part of the House of Representatives.)

An Act to amend section twenty-five of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation thereof" increasing the salaries of members of the commission

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-five of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the quali-

fications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" is hereby amended to read as follows

Section 25 The salary of the two members of the said commission elected to the said office shall be [four thousand dollars (\$4000)] four thousand eight hundred dollars (\$4800) per annum payable monthly or semi-monthly Neither the president judge of the court of common pleas nor any other judge who may serve upon said commission shall receive any additional salary for such service The salary of all clerks assistants investigators or employes shall be such as may be fixed by the salary board hereinbefore provided for to fix the number and compensation of the clerks assistants investigators and employes of said commission

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCusker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Buchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrofsky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,

Ewing,	Loftus,	Robbins,	Worley.
Feola,	Lovett,	Robertson.	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen.	Young.
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack.	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

(The statement by Mr. WEISS and the remarks thereon, by unanimous consent and at his request, were stricken from the record. See pages 5586-5587).

CONCURRENCE IN HOUSE RESOLUTION

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 16, 1947

Resolved, (if the Senate concur), that House Bill No. 182, Printer's No. 574, entitled "An act to further amend clause (c) of section nine of the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2051) entitled 'An act relating to public assistance providing for and regulating assistance to certain classes of persons designated and defined as dependent children aged persons blind persons and other persons requiring relief providing for the administration of this act by the Department of Public Assistance and county boards of assistance hereby created for this purpose authorizing the Department of Public Assistance to co-operated with and to accept and disburse moneys received from the United States Government for assistance to such persons providing for the liquidation of the State Emergency Relief Board Boards of Trustees of the Mothers' Assistance Fund and Board of Trustees of Pension Fund for the Blind and repealing laws relating to mothers' assistance pensions for the blind old age assistance and the State Emergency Relief Board' by changing the qualifications relating to pensions of blind persons", be returned to the Governor without amendment.

SENATE ADOPTS CONFERENCE COMMITTEE REPORT ON SENATE BILL No. 848

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 848

An Act increasing the salaries of certain elected officers whose salaries are payable out of the treasury of cities of the first class

SENATE ADOPTS CONFERENCE COMMITTEE REPORT ON SENATE BILL No. 869

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 869

An Act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on persons engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on Boards of Public Education Receivers of School Taxes and School Treasurers in such districts saving certain ordinances of council of certain cities and providing compensation for certain officers and employes and imposing penalties

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 378

Mr. HELM. Mr. Speaker, I desire to call up the report of the Committee of Conference on Senate Bill No. 378, Printer's No. 619.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 378, entitled: "An Act to further amend sections one thousand one hundred twenty-one and thousand one hundred thirty of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent.

Respectfully submit the following bill as our report:

PAUL L. WAGNER,
FREDERICK L. HOMSHER,
BURTON E. TARR,
(Committee on the part of the Senate.)
W. STUART HELM,
WILLIAM R. McMILLEN,
JULIAN POLASKI,

(Committee on the Part of the House of Representatives.)

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one thousand one hundred twenty-one of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue

and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as last amended by the act approved the twenty-seventh day of May one thousand nine hundred nineteen (P. L. 300) is hereby further amended to read as follows

Section 1121 The annual salary of each county superintendent elected or appointed under the provisions of this act shall be paid by the State from appropriations made for this purpose or from the appropriations for the public schools [and shall be fifteen dollars (\$15.00) for each of the first one hundred schools within his jurisdiction at the time of his election and ten dollars (\$10.00) for each such additional school Provided That the salary of a county superintendent shall not be less than two thousand dollars (\$2000) per annum nor more than twenty-five hundred dollars (\$25.00) per annum] but a convention of school directors assembled for the purpose of electing a county superintendent or for the purpose of determining his salary of any assistant superintendent supervisor of special education [county supervisor of agriculture or county supervisor of home making] may vote [him] any of said employes a salary greater than the amount [hel such person would receive by this act increase to the county superintendent to be paid in all cases out of the school fund apportioned to the school districts over which such county superintendent has supervision before the same is distributed a convention of school directors for the purpose of voting such salaries may be called at any time by the county superintendent The salaries of county superintendents shall be paid monthly

In addition to the said salary each county superintendent shall be entitled to receive annually a sum not to exceed five hundred dollars for the payment of the actual and necessary expenses incurred in visiting schools within his district in attending educational meetings and in the performance of such other official duties as may be required by him by law Payments shall be made monthly on account of such expenses to any such county superintendent by requisition of the Superintendent of Public Instruction upon the Auditor General upon the production to him of itemized vouchers in the usual manner

Section 2 Section one thousand one hundred thirty of said act as last amended by the act approved the first day of July one thousand nine hundred thirty-seven (P. L. 2592) is hereby further amended to read as follows

Section 1130 The minimum salary of each assistant county superintendent or supervisor of special education [county supervisor of agriculture and county supervisor of home-making] as hereinafter in this act provided shall be paid out of the State appropriation for public schools in such payments and manner as the county superintendents are paid Any additional salary granted by the school directors of any county [at ther convention for electing a county superintendent] to any assistant county superintendent or supervisor of special education [county supervisor of agriculture or county supervisor of home-making] shall be paid from the school appropriation apportioned among the several school districts under the supervision of the county superintendent before the same is distributed The salaries of assistant county superintendents and of supervisors of special education [county supervisors of agriculture and county supervisors of home-making] shall be paid monthly

In addition to the said salary each assistant county superintendent and each supervisor of special education shall be entitled to receive annually a sum not to exceed five hundred dollar for the payment of actual and necessary expenses incurred in visiting schools within this district in attending educational meetings and in the performance of such other official duties as may be required by him by law Payments shall be made monthly on account of such expenses to any such assistant county superintendent or supervisor of special education by requisition of the Superintendent of Public Instruction upon the Auditor General upon the production to him of itemized vouchers in the usual manner

Section 3 The provisions of this act shall become effective

on the first day of July one thousand nine hundred forty-seven

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Gallagher.	McCosker,	Sax,
Andrews.	Getchey.	McCullough,	Scanlon.
Bane,	Gibson,	McDonald,	Schuster
Barrett.	Goff,	McKinney,	Scott,
Baumunk.	Goodling.	McMillen,	Serrill,
Beech,	Gorman,	Mihn,	Shoemaker,
Bender,	Graybill,	Mikula.	Simons,
Bentzel.	Greenwood.	Miller,	Smith, C. C.,
Bloom,	Greer.	Mills,	Smith, C. M.,
Boies.	Griffiths,	Mintess,	Snider.
Bonawitz.	Guthrie.	Mohr,	Sollenberger.
Boorse.	Gyger.	Mooney,	Sorg,
Bower.	Hall.	Moore, C. E.,	Sproui,
Breisch.	Haller,	Moore, H. A.,	Stank.
Brice.	Haudenshield.	Morrison,	Stimmel,
Brown.	Heim,	Murray,	Stockham.
Brunner,	Henry,	Myers,	Stonier.
Bucchin,	Hewitt,	Najaka,	Stuart.
Cadwalader.	Hocker,	Naumann,	Swope.
Capano.	Hoffman,	Needham,	Tahl.
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak.	Horan,	Nelson,	Thompson,
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill.	Turner.
Cook.	Jones,	Orban,	Upshur,
Cooper.	Jump,	Patten,	Auglan.
Cordier.	Kean,	Petrofsky,	Verona.
Costa.	Kelley,	Pichney,	Wachhaus.
Crowley,	Lemp,	Pickens,	Wagner.
Dague.	Kent,	Polaski.	Waldron,
Dalrymple.	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse.
Demech.	Kratz,	Ragot,	Watkins.
Dennison.	Krise,	Readinger,	Watson.
Depuy.	Kurtz,	Reagan.	Weidner,
Dix,	Laughner.	Reese, D. P.,	Weiss.
Dye,	Layer.	Reese, R. E.,	Wescott.
Efenberg.	Lee.	Relly, J. M.,	West.
Elder.	Leisey.	Relly, W. J.,	Wheeler,
Erb.	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing.	Lotfus.	Robbins,	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer,
Flack.	Madigan.	Rowen,	Young.
Fleming.	Mazza,	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarraff,	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trent.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 689

The SPEAKER laid before the House the report of the Committee of Conference on Senate Bill No. 689, Printer's No. 626.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 689, entitled: "An act to further amend the act, approved the seventeenth day of June, one thousand nine hundred thirteen (P. L. 507), entitled 'An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith, and modifying existing legislation which provided for raising revenue for State purposes,' by providing further for the assessment, collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities and imposing duties on certain county officers,"

Respectfully submit the following bill as our report:

A. EVANS KEPHART,
LLOYD H. WOOD,
JOSEPH M. BARR,
(Committee on the Part of the Senate.)
ROBERT D. FLEMING,
HAROLD SMITH HALLER,
JAMES S. BERGER,

(Thomas E. Barrett).

(Committee on the Part of the House of Representatives.)

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing further for the assessment collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities and imposing duties on certain county officers

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" is hereby amended by adding thereto after section 4 thereof certain new sections to read as follows

Section 4.1 (a) For the purpose of ascertaining the amount of tax payable under this act it shall be the duty of every resident liable to pay such tax on or before the fifteenth day of February of each year to transmit to the Board for the Revision of Taxes or the County Commissioners upon a form prescribed prepared and furnished by the Board for the Revision of Taxes or the County Commissioners a return certified as provided in this act

(1) The aggregate actual value of each part of the different classes of property made taxable by this act held owned or possessed by such resident as of the date fixed annually in the manner provided herein either in his own right or as trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person copartnership unincorporated association company limited partnership joint-stock association or corporation

(2) Such other relevant information as may be required by the Board for the Revision of Taxes or County Commissioners concerning each of the different classes

of property enumerated in the first section of this act owned held or in any manner possessed by such resident

(b) The return so made shall be certified to by the person making the same if an individual and in the case of copartnership unincorporated association and joint-stock association and companies by some member thereof and in the case of limited partnerships and corporations by the president chairman or treasurer thereof

(c) The tax imposed by this act shall be due and payable at the same time and subject to the same conditions as to discounts penalties and interest as in the case of real property taxes imposed by the county for county purposes and in cities coextensive with counties for city and county purposes

(d) Any person who wilfully fails or refuses to file any return containing the information required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six months or both

Section 4.2 The Board of Revision of Taxes or the County Commissioners shall fix a day as of which the property taxable by the first section of this act shall be listed and returned The day so fixed shall be between the first and fifteenth days of the month of January both inclusive and the day so fixed shall be printed or stamped on the forms for making returns of all such property If through inadvertence mistake or otherwise the Board of Revision of Taxes or the County Commissioners fail to designate or fix such date or if such date does not appear on the form for making return of such property the date as of which such property shall be listed and returned shall be the immediately preceding first day of January

Section 2 Section five of the said act as last amended by the act approved the eighteenth day of May one thousand nine hundred forty-five (P. L. 703) is hereby amended to read as follows

[Section 5 Upon the refusal or failure of any taxable person copartnership unincorporated association limited partnership joint-stock association or corporation to make a return properly verified by oath or affirmation as required by this act within ten days after being notified so to do it shall be the duty of the assessor to make a return for such taxable person copartnership unincorporated association joint-stock association limited partnership or corporation from the best information he can obtain he shall examine the records and lists of judgments and mortgages returned by the prothonotary and the recorder of deeds and mortgages under the seventh and eighth sections of this act in the commissioners' office or office of the board of revision of taxes or remaining in their respective offices and assess such defaulting person copartnership unincorporated association joint-stock association limited partnership or corporation with the amounts of all such liens with interest thereon and add thereto the amount of all taxable property obtained from all other sources of information which return the proper county commissioners or board of revision of taxes shall have power and it shall be their duty to revise and correct according to the best information they can command from the records in their office or other sources and it shall be their duty to send for a person persons and papers and to administer an oath or affirmation to him or them in such form as shall be prescribed to which revised and corrected estimated return the proper county commissioners or board of revision of taxes shall add fifty per centum and the aggregate amount so obtained shall be the basis for taxation Provided That if such taxable person or copartnership or unincorporated association or company limited partnership joint-stock association or corporation on or before the day fixed for appeals from assessments shall present reasons supported by oath or affirmation satisfactory to the proper county commissioners or board of revision of taxes excusing a failure to make a return such as should be made to the assessors and shall then make such return the property county commissioners or board of revision of taxes may substitute such return for that returned by the assessor and corrected as afore-

said to have like effect as if no failure to return had occurred. Provided further That in cases where by the refusal or failure of any taxable person copartnership unincorporated association limited partnership joint-stock association or corporation to make return a return has been made by the assessor which is incomplete and a penalty has been added by the county commissioners or board of revision of taxes or a return so made and no penalty added or whereby such refusal or failure no return has been made either by him or it or by the assessor such action shall not estop the county commissioners or board of revision of taxes from the assessment and collection from him or it or from the estate of any deceased person so failing or refusing of any tax or additional tax due whenever the facts may become known and it shall be the duty of the county commissioners or board of revision of taxes to assess or reassess any such personal property for any former year or years not exceeding five years and collect the tax or the balance of the tax which should have been paid together with interest thereon at the rate of six per centum per annum. In ascertaining the balance found to be due no credit shall be given for any penalty formerly assessed and paid. And provided further That in every case of an incorrect inaccurate false or incomplete return it shall be the duty of the county commissioners or board of revision of taxes whenever the facts may become known to reassess the personal property of any such taxable for any former year or years and to collect the balance of the tax found to be due together with interest at the rate of six per centum per annum. And provided further That the executor of every will and the administrator of every estate at the time of filing with the register of wills or clerk of the orphans' court the inventory and appraisal of such estate or of any affidavit setting forth the real and personal property of such decedent for the purpose of determining the inheritance tax shall in addition thereto file an affidavit in duplicate setting forth the items included in such inventory or affidavit which may be liable to a tax during the last completed taxing period for county purposes or in cities coextensive with counties for county and city purposes under the provisions of this act.

And the officer with whom the same is filed shall forthwith send one of said copies of such affidavit to the county commissioners or the board for the assessment and revision of taxes as the case may be whose duty it shall then be to proceed as hereinbefore directed for the assessment and recovery of the taxes due from such decedent to the said counties or cities coextensive therewith with interest as above provided and for that purpose to present a claim therefor to the orphans' court of the proper county or to proceed by action or suit at law in any court of competent jurisdiction for such recovery thereof or to take any or all appropriate steps or procedure for the collection of said taxes.

And provided further That it shall be the duty of the county commissioners or board of revision of taxes upon their making any assessment or reassessment where no return has been made or an incorrect inaccurate false or incomplete return has been made as aforesaid to give notice thereof to the taxable or his or her executor or administrator of the assessment and when they will sit to hear an appeal therefrom.

Section 5 If any taxable resident shall fail to file a return or fail to include in any return all of his property made taxable by this act or shall file a return which is false incomplete incorrect or inaccurate the board of revision of taxes or the county commissioners shall make an assessment of tax against such resident of the amount of tax for which such resident is liable or for which he is believed by the board of revision or county commissioners to be liable to which estimated return the board of revision of taxes or county commissioners shall add twelve per cent and the aggregate amount so obtained shall be the basis for taxation.

The board of revision or the proper county commissioners shall notify by mail such resident of the estimated assessment. If such resident is dissatisfied with the assessment so made he may on or before the day fixed for ap-

peals from assessments present reasons supported by oath or affirmation for his failure to file a return to include all of his taxable property therein or for having made a return which was incomplete incorrect or inaccurate and the board of revision of taxes or the county commissioners as the case may be may if satisfied with the excuse so presented permit the taxpayer to file his own return and substitute said return for the estimated return made by the board of revision of taxes or the county commissioners. In all cases where a false return has been filed by the taxpayer the board of revision of taxes or the county commissioners may not relieve the taxpayer from the payment of the twelve per cent penalty but the estimated return shall be final except in those cases in which a true and correct return shall reveal a higher assessed value than that contained in the estimated return in which case the tax and penalty shall be based upon the true valuation.

An assessment as herein provided may be made by the board of revision of taxes or the county commissioners at any time within five years after any property owned held or possessed or alleged to have been so owned held or possessed by any resident should have been returned by him for taxation notwithstanding he shall have paid a tax assessed on the basis of returns previously made or filed and notwithstanding the board of revision of taxes or the county commissioners shall have made previous assessments against such resident. In any such case no credit shall be given for any penalty formerly assessed and paid.

Section 3 The said act is hereby amended by adding thereto after section five thereof certain new sections to read as follows:

Section 5.1 (a) Any resident against whom an assessment is made may petition the board of revision of taxes or the county commissioners for a reassessment. Notice of an intention to file such a petition or to appear and be heard shall be given to the board of revision of taxes or the county commissioners within thirty (30) days after notice of such assessment is given or sent by the board of revision of taxes or the county commissioners to the taxpayers as provided in this act. The board of revision of taxes or the county commissioners shall hold such hearings as may be necessary to hear and determine petitions for reassessment at such places and at such times as may be determined by rules and regulations of the board of revision of taxes or the county commissioners and each petitioner who has duly notified the board of revision or the county commissioners of an intention to file a petition for reassessment or to appear and be heard shall be notified by the board of revision of taxes or the county commissioners of the time when and the place where such hearings shall be held. All such petitions shall set forth specifically and in detail the ground upon which it is claimed the assessment is erroneous or unlawful and shall be accompanied by an affidavit under oath or affirmation certifying to the correctness of the facts stated therein. If no petition for reassessment is filed with the board of revision of taxes or the county commissioners the petitioner may in lieu thereof appear at the hearing and present his petition orally in which event all testimony or statements of fact shall be made under oath or affirmation.

(b) If such petitioner is dissatisfied with the action of the board of revision of taxes or the county commissioners on his petition for reassessment he shall have the right to appeal to the court of common pleas of the county where he resides at any time within sixty (60) days after notice of such action is given to him by the board of revision of taxes or the county commissioners. If any resident shall fail to give due notice of an intention to petition for reassessment and to file a petition for reassessment or to appear and be heard after due notice of his intention to do so or to appeal to the court of common pleas within the time and in the manner herein set forth the right to do so shall be forever barred and any such resident so failing shall not thereafter be permitted in a suit for the recovery of such tax to set up

any ground of defense which might have been determined either by the board of revision of taxes or county commissioners or the court of common pleas as aforesaid. In all cases of petitions for reassessment and appeals the burden of proof shall be on the petitioner or appellant as the case may be and every appeal to the court of common pleas under this section shall specify all the objections to the assessment and any objection not specified in the appeal shall not be considered by the court.

Section 5.2 The executor of every will and the administrator of every estate shall file with the register of wills or clerk of the orphans' court an additional copy of the inventory and appraisal of such estate. The register or clerk with whom the same is filed shall forthwith send a copy of said inventory and appraisal to the board of revision of taxes or the county commissioners as the case may be whose duty it shall then be to proceed to assess and collect the taxes due from such decedent. Such assessment shall include all property owned held or possessed by the decedent which should have been returned by him for taxation for any former year or years not exceeding five years. In any case where a false incomplete incorrect or inaccurate return has been previously filed the board of revision or the county commissioners shall make an additional assessment for the five years immediately preceding the year of assessment in the same manner and form provided in this act. The board of revision of taxes or the county commissioners may proceed to collect the said tax by presenting a claim therefor to the orphans' court of the proper county or may proceed by action or suit at law in any court of competent jurisdiction or take any and all other appropriate steps or procedure for the collection of such taxes.

Section 5.3 (a) The board of revision of taxes or the county commissioners are hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of tax penalties and interest imposed by this act.

(b) The board of revision of taxes or the county commissioners or any employee authorized by them in writing is hereby authorized to examine the books papers and records of any resident in order to verify the accuracy of any return made or if no return was made to ascertain and assess the tax imposed by this act. Every such resident is hereby directed and required to give to the board of revision of taxes or the county commissioners or their duly authorized employees the means facilities and opportunity for such examinations and investigations as are hereby provided and authorized. The board of revision of taxes or the county commissioners are hereby authorized to examine any person under oath concerning any property which was or should have been returned for taxation and to this end may compel the production of books papers and records and the attendance of all persons whether as parties or witnesses who they believe have knowledge of such property. In the event of the refusal of any taxpayer to permit the examination of his books and records or upon his refusal to appear before the board of revision of taxes or the county commissioners or to testify or in the event of his refusal to produce books papers and records which the board of revision of taxes or the county commissioners have directed to be produced the board of revision of taxes or the county commissioners may have recourse to the court of common pleas of said county which court shall upon cause shown direct the attendance of witnesses and the production of books papers and records. Any information gained by the board of revision of taxes or the county commissioners as a result of any returns investigations hearings or verifications required or authorized by this act shall be confidential except for official purposes and any person or agent divulging such information shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not in excess of five hundred dollars (\$500.00) or to

undergo imprisonment for not more than three (3) years or both in the discretion of the court.

(c) The powers conferred by this act upon the board of revision of taxes and the county commissioners relating to the administration and enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the said board or county commissioners by law.

Section 4 Section sixteen of the said act is hereby amended to read as follows:

Section 16 [That the tax upon personal property imposed by the first section of this act shall be collected by distraint or otherwise as other taxes for county purposes or in cities coextensive with counties for city and county purposes are collected under the laws of this Commonwealth. Provided however That no tax by said first section imposed shall be collectible or collected for the year one thousand nine hundred and thirteen it being intended that the tax upon such personal property for said year shall be collected by and for the State under existing legislation.]

Section 16(a) The tax imposed by this act shall bear interest at the rate of six per cent per annum until paid.

(b) The board of revision of taxes or the county commissioners may at any time transmit to the prothonotary of their respective counties certified record of taxes imposed under this act and the penalties and interest thereon. The record so transmitted shall contain the name of the taxpayer his address amount of tax penalty and interest due and the year for which said tax has been assessed and levied and it shall be the duty of the prothonotary to enter and docket the same of record in the prothonotary's office in a docket which shall be designated "Personal Property Tax Lien Docket" and such tax lien shall be indexed as judgments are now indexed. All taxes imposed under this act together with penalties and interest thereon shall be a lien on the real estate of taxpayer within the county until paid after the same shall have been entered and docketed of record by the prothonotary. All such liens shall have priority to and be fully paid and satisfied out of the proceeds of any judicial sale of said real estate before any other obligation judgment claim lien or estate with which the said real estate may become charged or for which it may become liable save and except only the costs of the sale and of the writ upon which it is made and the real estate taxes imposed or assessed upon said property. The lien of said tax shall continue for a period of five years from the date of entry and may be revived and continued in the manner now or hereafter provided for revival of judgment and it shall be lawful for a writ of scire facias to issue and be prosecuted to judgment in the manner in which such writs are now ordinarily employed.

(c) Claims for taxes due under this act may be collected by action in assumpsit brought by the county against the taxpayer or may be presented at the audit of any estate in the orphans' court.

Section 5 This act shall become effective immediately upon final enactment.

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. BROWN. Mr. Speaker, I understand you are on the conference report on Senate Bill 689, is that correct?

The SPEAKER. That is correct.

Mr. BROWN. Mr. Speaker, the conference report on page 2, purported to be signed by the committee on the part of the House, contains the names Fleming, Haller and Berger. It should be Messrs. Fleming, Haller and the gentleman from Allegheny, Mr. Barrett. I wish the record to be corrected and to so state.

The SPEAKER. The Chair thanks the gentleman for the correction. The record will distinctly show the correct names of the committee on conference.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax,
Andrews.	Getchey.	McCullough.	Scanlon.
Bane,	Gibson,	McDonald.	Schuster.
Barrett.	Goff,	McKinney	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.
Bloom.	Greer.	Mills.	Smith, C. M.
Boies.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.	Sproul.
Breisch.	Haller.	Moore, H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Patten.	Upshur.
Cooper.	Jump.	Orban.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weldner.
Dix.	Laughner.	Reese D. P.	Weiss.
Dye.	Layer.	Reese R. E.	Wescott.
Efenberg.	Lee.	Relly, J. M.	West.
Elder.	Lelsey.	Relly, W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack.	Sarraff.	Speaker.
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 707

The SPEAKER laid before the House the report of the Committee of Conference on Senate Bill No. 707, Printer's No. 622.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 707, entitled: "An Act relating to boarding houses for children providing

for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties"

Respectfully submit the following bill as our report:

CHARLES R. MALLERY,
JAMES S. BERGER,
LOUIS KLEIN,
(Committee on the Part of the Senate)
JOHN C. WALTON,
GEORGE D. STUART,
ROBERTS WHEELER, Jr.,
(Committee on the Part of the House of Representatives.)

An Act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definition Exclusions The term "boarding house for children" as used in this act shall mean any place maintained operated and conducted for hire gain or reward for the reception of more than two children between the ages of three and sixteen years of age who are unaccompanied by parent or guardian for the purpose of providing such children with full time care food and lodging The term "boarding house for children" shall not be construed to include (1) institutions maintained by the Commonwealth or any political subdivision thereof (2) institutions boarding houses foster homes or any other places for the care of children to which the several courts of the Commonwealth or the county institution districts shall send children (3) Any place conducted by or in which children may be placed by institutions and social agencies duly incorporated as nonprofit corporations whose corporate purposes include the placement and care of children (4) Any bona fide nonprofit educational institution whether incorporated or not (5) any place conducted by a person or persons related to the children received herein by blood or marriage within the second degree (6) vacation boarding houses or vacation camps caring for children for a period of time not to exceed ninety (90) consecutive days or (7) any place selected by a parent for the temporary care of his children gratuitously or for pay during his absence or (8) places licensed under any other law of this Commonwealth

The word "department" as used in this act shall mean the Department of Welfare of the Commonwealth

Section 2 Maintenance Without License Prohibited No person or persons not expressly exempted as above provided shall maintain operate or conduct any boarding house for children without having a license therefor issued by the Department of Welfare

Section 3 Application for License Any person or persons desiring to secure a license for maintaining operating and conducting a boarding house for children shall make application therefor to the department upon forms to be prepared and furnished by the department

Section 4 Issuance of License The department when satisfied that the applicant or applicants for such license are proper persons that the place propose d to be used as a boarding house for children is a fit and suitable place for such purpose and that all the requirements of this act and the rules and the regulations of the department promulgated hereunder have been complied with shall issue such license without cost and shall keep a record thereof and of the application therefor

Section 5 Term and Contents of Licenses All licenses issued by the department shall be for a period of not more than one year The license shall state the name of the licensee or licensees the particular premises where such boarding house may be maintained operated and conducted and the maximum number of children which may be boarded therein at one time Applications for re-

newal of licenses shall be made in the same manner and shall be subject to the same qualifications as applications for original licensures No fee shall be charged for such renewals

Section 6 Number of Children to be Kept Posting License No greater number of children than is authorized by the license therefor shall be kept at any one time in any boarding house for children The license shall at all times be posted in a conspicuous place on the premises where such boarding house for children is maintained

Section 7 Records to be kept by Licensees Every person licensed to maintain operate and conduct a boarding house for children shall keep a record in duplicate of every child received the date of its reception the name and address of the person from whom received the date of its discharge and the name and address of the person institution court or agency to whom delivered or discharged The Department shall prescribe and furnish forms for such records together with such instructions as may be required to secure the complete detailed registration of all children received by such boarding houses or released therefrom One copy of each record shall be retained by the licensee The other shall be forwarded to the department within a period of thirty days after each child is received in or discharged from the boarding house for children

Section 8 Department to Adopt Rules and Regulations The department is hereby authorized and empowered to adopt rules and regulations not inconsistent with the provisions of this act for the issuance and renewal of such licenses and the proper maintenance operation and conduct of such licensed boarding houses for children and for the effective enforcement thereof Such rules and regulations shall be designed to insure normal lives for all children maintained in boarding houses for children

Section 9 Right to Enter and Inspect the Premises Any employe or authorized agent of the department the health authorities in cities of the first and second class shall have the right to enter visit and inspect all boarding houses for children licensed or requiring a license under this act for the purpose of determining the suitability of the applicants or licensees and the premises for a license or to determine whether they are properly conducted and that the children therein are being properly treated cared for and maintained

Section 10 Suspension of License Whenever the department finds that any boarding house for children licensed under this act is not properly maintained operated and conducted or that the children therein have been subjected to mistreatment or abuse it shall suspend the license of such boarding house and shall note such suspension upon the face of the record thereof and shall give written notice of such suspension to the licensee or licensees by delivering the notice to him or them in person or by registered mail or by leaving it with an adult person residing on the licensed premises Whenever any license is suspended by the department the written notice of suspension shall specify the reason for such suspension and shall direct the licensee to correct or remedy the causes of the suspension within a period of time to be specified in the notice

Section 11 Revocation of License If at the end of the period of suspension or such further time as the department in its discretion may grant the cause or causes have not been remedied or corrected the department shall petition the juvenile court or court having similar jurisdiction of the county wherein such boarding house for children is located to revoke the license and to direct the disposition of the children maintained therein If after hearing at least ten days' notice of which shall be given to the licensee the court is satisfied that the licensed place is not properly conducted or that the children therein are not properly treated cared for or maintained it shall enter a decree revoking the license granted by the department and directing the disposition of the children maintained therein

Section 12 Discretion of courts and existing child place-

ment agencies Nothing contained in this act shall be construed to interfere with the discretion of the several courts of the Commonwealth of Pennsylvania or of any of the existing child placement agencies of this Commonwealth to place any child in any institution boarding house for children foster home or other place for the care of children

Section 13 Offenses Penalty Any person who operates a boarding house for children without having obtained a license within thirty days after being notified by the department so to do or who operates a boarding house for children after his license has been revoked shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding two hundred dollars (\$200) or undergo imprisonment not exceeding six months or both in the discretion of the court

Section 14 Effective Date This act shall become effective the first day of January one thousand nine hundred forty-eight

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Srider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Buchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weldner,
Dix,	Laugher,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Relly, J. M.,	West,
Elder,	Lelsey,	Relly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarra,	Speaker,
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 814

The SPEAKER laid before the House the report of the Committee of Conference on Senate Bill No. 814, Printer's No. 621.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 814, entitled: "An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled 'An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities' by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations."

Respectfully submit the following bill as our report:

FRED P. HARE, JR.,
FRASER P. DONLAN,
BURTON E. TARR,
(Committee on the Part of the Senate.)

BAKER ROYER,
JOHN J. VAUGHAN,
CHARLES J. MILLS,

(Committee on the Part of the House of Representatives.)

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" is hereby amended to read as follows

Section 2 No licenses shall hereafter be granted by the Pennsylvania Liquor Control Board for the retail sale of malt or brewed beverages or the retail sale of liquor and malt or brewed beverages in excess of one of such licenses of any class for each one thousand inhabitants or fraction thereof in any municipality exclusive of licenses granted to hotels as defined in this act and clubs but at least one such license may be granted in each municipality except in municipalities where the electors have voted against the granting of any retail licenses Nothing contained in this section shall be construed as denying the right to the Pennsylvania Liquor Control Board to renew or to transfer existing retail licenses of any class notwithstanding that the number of such licensed places in a municipality shall exceed the limitation hereinbefore prescribed but where such number exceeds the limitation prescribed by

this act no new license except for hotels as defined in this act and veterans' clubs as hereinafter provided shall be granted so long as said limitation is exceeded Any branch post camp or chapter of a veterans' organization nationally organized and also recognized by The United States Government or any agency thereof or any incorporated home association of such branch post camp or chapter whose active and voting membership is the same as such branch post camp or chapter which files a proper application with the required fees and bond within eighteen months after the effective date of this act may be licensed any time after its incorporation whether or not it shall have been in existence and operation for a period of one year

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Brelsch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Probert,	Waterhouse,
Demeche,	Kratz,	Ragot,	Watkins,
Dennison,	Krize,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Westcott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarra,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative, and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 848

Mr. CHAS. C. SMITH. Mr. Speaker, I desire to call up the report of the Committee of Conference on Senate Bill No. 848, Printer's No. 618.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 848, entitled: "An Act increasing the salaries of all elected county officers of counties of the first class and of certain elected officers of cities coextensive therewith,"

Respectfully submit the following bill as our report:

BERTRAM G. FRAZIER,
JOHN W. LORD, JR.,
MAXWELL S. ROSENFELD,
(Committee on the Part of the Senate.)
CHARLES C. SMITH,
FRANK A. COSTA,
JOSEPH A. SCANLON,
(Committee on the Part of the House of Representatives.)

An Act increasing the salaries of certain elected officers whose salaries are payable out of the treasury of cities of the first class

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The salary of each officer payable out of the treasury of any city of the first class hereafter elected by the electors of the city at large whose salary is fixed by and under the provisions of an act or acts of Assembly shall be increased by ten per centum over the salary paid to each such officer under existing law

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sprout,
Breisch,	Haller,	Moore, E. A.,	Stank,
Brice,	Haudenschild,	Morrison,	Stimmel,
Brown,	Heim,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,

Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dairymple,	Kirley,	Powers,	Wallin,
Dav'son,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Leisey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarraf,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Trout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 1286

Mr. COOPER. Mr. Speaker, I desire to call up the report of the Committee of Conference on House Bill No. 1286, Printer's No. 973.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 1286, entitled: "An act validating certain conveyances of real property and certain agreements concerning real property made by a county home or by the directors of the poor,"

Respectfully submit the following bill as our report:

EDWARD B. WATSON,
ROWLAND B. MAHANY,
CARLETON T. WOODRING,
(Committee on the Part of the Senate.)
GEORGE W. COOPER,
ELLWOOD J. TURNER,
EUSTACE H. BANE,
(Committee on the Part of the House of Representatives.)

An Act validating certain conveyances of real property made by a county home or by the directors of the poor

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 All conveyances of real property made or entered into by any county home or by the directors of the poor in any county city borough township or poor district prior to the act approved the twenty-fourth day of June one thousand nine hundred thirty-seven (P. L. 2017) entitled "An act creating in each county (except of the first class) as a separate corporation and in each city of the first and second class as a part of the city government an institution district for the care and maintenance of certain indigent persons and children prescribing the powers and duties of county commissioners county treasurers city departments of public welfare the State De-

partment of Welfare and the State Department of Public Assistance in respect thereto abolishing certain poor districts and terminating the terms of directors overseers guardians and managers of the poor and poor district auditors and providing for the temporary employment of certain of them providing for the transfer vesting sale and disposition of the property of poor districts and the payment of their obligations imposing certain existing obligations on institution districts and on the Commonwealth regulating the affairs of poor districts until abolished revising amending changing and consolidating the law relating to the care of the poor and repealing existing laws" are hereby ratified and confirmed whether or not such conveyances were approved by the court of common pleas as required by the provisions of the act approved the twenty-eighth day of April one thousand eight hundred eighty-seven (P. L. 75)

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihun,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore C. E.,	Sprout,
Brelsach,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudensfield,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Bucchin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocke,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tah,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Propert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weidner,
Dix,	Laughner,	Reese O. P.,	Weiss,
Dye,	Lay,	Reese R. S.,	Wescott,
Effenberg,	Lee,	Reilly, J. M.,	West,
Elder,	Lelsey,	Reilly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Rover,	Lichtenwalter,
Foor,	McCormack,	Sarraf,	Speaker
Frost,			

NAYS—0

NOT VOTING—1

Frout,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 218.

An Act to further amend the first paragraph of section nine hundred seventy-six of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and modifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" by further providing procedure for rejection of nomination petitions papers or certificates

SENATE BILL No. 361.

An Act to further amend the act approved the first day of June one thousand nine hundred thirty-seven (P. L. 1168) entitled "An act to protect the right of employes to organize and bargain collectively creating the Pennsylvania Labor Relations Board conferring powers and imposing duties upon the Pennsylvania Labor Relations Board officers of the State government and courts providing for the right of employes to organize and bargain collectively declaring certain labor practices by employers to be unfair further providing that representatives of a majority of the employes be the exclusive representatives of all the employes authorizing the board to conduct hearings and elections and certify as to representatives of employes for purposes of collective bargaining empowering the board to prevent any person from engaging in any unfair labor practice and providing a procedure for such cases including the issuance of a complaint the conducting of a hearing and the making of an order empowering the board to petition a court of a common pleas for the enforcement of its order and providing a procedure for such cases providing for the review of an order of the board by a court of common pleas on petition of any person aggrieved by such order and establishing a procedure for such cases providing for an appeal from the common pleas court to the Supreme Court providing the board with investigatory powers including the power to issue subpoenas and the compelling of obedience to them through application to the proper court providing for service of papers and process of the board prescribing certain penalties" increasing salaries of board members and declaring certain additional labor practices of employers and employes to be unfair authorizing the Pennsylvania Labor Relations Board to conduct strike votes and votes to return to work by secret ballot and further defining the scope of collective bargaining

SENATE BILL No. 372.

An Act to further amend section one thousand twelve and subsection C of section one thousand two hundred ten of the act approved the fifteenth day of May one thousand nine hundred and thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers

and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and duties and limitations upon powers of corporations and persons authorized to engage in a banking or fiduciary business or both

SENATE BILL No. 498.

An Act lapsing all unexpended or unencumbered balances of appropriations from all funds made by the General Assembly at its session of one thousand nine hundred and thirty-nine and prior sessions and at its regular sessions of one thousand nine hundred and forty-one and one thousand nine hundred and forty-three and the Special Sessios of one thousand nine hundred and forty and one thousand nine hundred and forty-two

SENATE BILL No. 533.

An Act to amend the title and act approved the twenty-second day of May one thousand nine hundred and forty-five (P. L. 837) entitled "An act providing for and requiring in certain cases preference in appointments to public position or on public works for honorably discharged persons who served in the military or naval service during any war in which the United States engaged and in certain cases for the widows and wives of such persons" by extending the provisions of the act to retention in public positions or on public works in certain cases

SENATE BILL No. 534.

An Act directing the Department of Public Instruction to revise the curricula of elementary secondary and vocational schools to effectuate a more thorough understanding and appreciation of American form of government and the principles for which it stands and making an appropriation

SENATE BILL No. 545.

An Act to further amend the act approved the fourth day of April one thousand nine hundred twenty-five (P. L. 127) entitled "An act relating to Adaption" further providing for the ujrisdiction of adoption proceedings the contents of petitions necessary consents hearings and decrees and validating certain adoptions.

SENATE BILL No. 588.

An Act to further amend section one thousand four hundred eighteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" requiring the furnishing of free transportation or board and lodging in certain cases.

SENATE BILL No. 636.

An Act to further amend section eight of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 465) entitled "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" increasing the amount which may be charged by the department for making the necessary examination for approval of architectural drawings specifications or other data.

SENATE BILL No. 678.

An Act to further amend subsection (b) of section four hundred fifteen and subsection (a) of section six hundred twenty-one point one of the act approved the seventeenth day of May one thousand nine hundred twenty-one (P. L. 682) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" further defining group life insurance and group accident and health insurance to include trust funds established by employers.

SENATE BILL No. 720.

An Act to amend the act approved the first day of June one thousand nine hundred forty-five (P. L. 1340) entitled "An act relating to the financial responsibility of operators and owners of motor vehicles and to make uniform the law with reference thereto requiring owners and operators in certain cases to furnish proof of financial responsibility providing for the suspension of operator's licenses and motor vehicle registration certificates in certain cases regulating insurance policies which may be accepted as proof of financial responsibility imposing duties upon the Secretary of Revenue the State Treasurer and prothonotaries and prescribing penalties" by changing the effective date thereof

SENATE BILL No. 723.

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (1937 P. L. 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penalties" providing for modification of the manner in which employer contribution rates are determined establishing

the Fund Stabilization Factor in lieu of the Safety Factor and making provision for the application thereof and providing for further adjustment of employers' contribution rates for the last three quarters of the year one thousand nine hundred and forty-seven

SENATE BILL No. 742.

An Act to add a new section to be known as section five hundred twenty-four point one to the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" authorizing and limiting the imposition of a tax for school purposes of school districts of the first class prescribing the duties of public officials requiring the filing of returns and the giving of information by employers and those subject to the tax imposing on employers the duty of collecting the tax at source making a husband liable for his wife's tax providing for the lien and collection of the tax imposing penalties and repealing inconsistent laws

SENATE BILL No. 760.

An Act to further amend section two hundred five subsection (2) of section two hundred six and sections five hundred one five hundred two five hundred seven eight hundred two and eight hundred seven and to amend subsection (b) of section three Article II sections three hundred one four hundred one six hundred three six hundred four six hundred six six hundred seven seven hundred one seven hundred four eight hundred four eight hundred six and nine hundred four of the act approved the fifth day of August one thousand nine hundred forty-one (P. L. 752) entitled "An act regulating and improving the civil service of certain departments and agencies of the Commonwealth vesting in the State Civil Service Commission and a Personnel Director certain powers and duties providing for classification of positions adoption of compensation schedules and certification of payrolls imposing duties upon certain officers and employees of the Commonwealth authorizing service to other State departments or agencies and political subdivisions of the Commonwealth in matters relating to civil service defining certain crimes and misdemeanors imposing penalties making certain appropriation and repealing certain acts and parts thereof" by further regulating and improving the civil service of certain departments and agencies of the Commonwealth and repealing an existing law

SENATE BILL No. 769.

An Act to further amend clause (a) of section three hundred eight of the act approved the twenty-first day of June one thousand nine hundred thirty-nine (P. L. 566) entitled "An act defining the liability of an employer to pay damages for occupational disease contracted by an employee arising out of and in the course of employment establishing an elective schedule of compensation providing procedure for the determination of liability and compensation thereunder imposing duties on the Department of Labor and Industry the Workmen's Compensation Board Workmen's Compensation Referees and deans of medical schools creating a medical board to determine controverted medical issues establishing an Occupational Disease Fund in custody of the State Workmen's Insurance Board imposing upon the Commonwealth a part of the compensation payable for certain occupational diseases making an appropriation and prescribing penalties" fixing the liability of the Commonwealth for payment of part

of the compensation for disability or death from certain occupational diseases.

SENATE BILL No. 777.

An Act to further amend the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" further regulating procedure for rejection of nomination papers and the procedure for nominations and substituted nominations by political bodies.

SENATE BILL No. 801.

An Act to provide for the prompt peaceful and just settlement of labor disputes between public utility employers engaged in furnishing electric gas water and steam heat services to the public and their employees which cause or threaten to cause strikes lockouts slowdowns or similar work stoppages and consequent interruptions in the supply of a public utility service on which a community served is so dependent that severe hardship would be inflicted on a substantial number of persons by a cessation of such service providing procedures for the adjustment and settlement of such disputes declaring that the public policy of the Commonwealth requires the continuation without cessation of such public utility services and providing means including regulations affecting the rights powers and privileges of employers and employees for the enforcement of such public policy and providing penalties.

SENATE BILL No. 859.

An Act to further amend section four of the act approved the twenty-seventh day of April one thousand nine hundred twenty-seven (P. L. 465) entitled "An act to provide for the safety of persons employed housed or assembled in certain buildings and structures not in cities of the first class second class and second class A by requiring certain construction and ways of egress equipment and maintenance providing for the licensing of projectionists requiring the submission of plans for examination and approval providing for the promulgation of rules and regulations for the enforcement of this act providing for the enforcement of this act by the Department of Labor and Industry and in certain cases by the chiefs of fire departments in cities of the third class providing penalties for violations of the provisions of this act and repealing certain acts" permitting the use of an automatic mechanically operated device as a means of egress and escape from buildings in cases of fire and panic

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

PERMISSION TO ADDRESS HOUSE

Mr. WEISS asked and obtained unanimous consent to address the House.

Mr. Speaker, I did not wish to cast any reflection upon the integrity of the Speaker or the Chair in reference to Senate Bill 861. In view of the explanation I am satisfied that it was an oversight, and any remarks that

I might have made in reference to the integrity of the Chair I wish stricken from the record.

The SPEAKER. The Chair would state that the request of the gentleman to have any remarks reflecting upon the integrity of the Chair or the then occupant of the Chair stricken from record, will be complied with, if there is no objection. The Chair hears none and the remarks will be stricken from the record. The Chair thanks the gentleman from Westmoreland.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 195.

An Act prohibiting discrimination in rate of pay because of sex conferring powers and imposing duties on the Department of Labor and Industry and prescribing penalties

HOUSE BILL No. 364.

An Act to further amend subsection (a) of section two hundred ten of the act approved the ninth day of April one thousand nine hundred twenty-nine (P. L. 177) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" increasing the salary of the Commissioner of Fisheries

HOUSE BILL No. 477.

An Act to further amend section fifteen and to add section fifteen point one to the act approved the eleventh day of May one thousand nine hundred twenty-one (P. L. 522) entitled as amended "An act relating to dogs and the protection of livestock poultry and game birds raised in captivity from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock killed by or dying from rabies and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and providing penalties" authorizing county treasurers to retain certain moneys collected under said act and the payment thereof to certain societies for pervention of cruelty to animals upon petition to and under supervision of the

courts of common pleas and providing for the disposition of unexpended funds

HOUSE BILL No. 478.

An Act to add section fifteen point one to the act approved the eleventh day of July one thousand nine hundred seventeen (P. L. 818) entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done by dogs and payment thereof by the proper county to the owners of livestock and poultry and of damages to licensed dogs imposing powers and duties on certain State county city borough town and township officers and employes and on city councils of cities of the first and second class and providing penalties" authorizing the payment of certain moneys collected under the provisions thereof to societies and associations of individuals for the prevention of cruelty to animals upon petition to and under the supervision of the city council and providing for audits of the expenditure of such funds by the city controller

HOUSE BILL No. 492.

An Act to amend the act approved the twenty-fifth day of May one thousand nine hundred thirty-seven (P. L. 814) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties political bodies registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions county election boards election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics certain public utility corporations real estate brokers rental agents and boards of school directors and imposing penalties" by increasing the compensation and raising the maximum compensation in certain cases

HOUSE BILL No. 544.

An Act to further amend section one thousand four hundred thirteen of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" providing special education for children afflicted with cerebral palsy in school districts other than in cities of the first class

HOUSE BILL No. 556.

An Act to further amend the second paragraph of section one thousand four hundred four of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same

and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" empowering the State Council of Education to prescribe and adopt rules regulations standards and qualifications governing the transportation of pupils

HOUSE BILL No. 614.

A Joint Resolution proposing an amendment to article eight of the Constitution of the Commonwealth of Pennsylvania by adding thereto a section providing for absentee voting by bedridden or hospitalized war veterans.

HOUSE BILL No. 693.

An Act to amend section seven of the act approved the fourth day of June one thousand nine hundred forty-five (P. L. 1383) entitled "An act to protect the health safety and welfare of the public by empowering and authorizing the Water and Power Resources Board of the Department of Forests and Waters to act as the agency of the Commonwealth to carry into effect a project to correct the existing and prevent the future silting of the Schuylkill River and its tributaries by wastes from anthracite coal mining operations defining the powers and duties of said board authorizing purchase or condemnation of necessary properties easements rights and right-of-ways and making an appropriation" authorizing the Water and Power Resources Board to sell waters from canals and to lease sell and convey real personal or mixed property acquired by it.

HOUSE BILL No. 700.

An Act authorizing and empowering city treasurers of cities of the second class to sell at public sale lands or real estate upon which the taxes assessed and levied by the city or school district are delinquent and unpaid fixing the interests of all taxing authorities where such lands are purchased by the city providing for the distribution of moneys received as income from a resale of such lands and providing for a method of reselling such lands purchased by the city or by the city and school district within said city at any sale for the nonpayment of taxes free and clear of all mortgages ground rents interest in or claims against said lands.

HOUSE BILL No. 726.

An Act to amend section two of the act approved the twelfth day of May one thousand nine hundred eleven (P. L. 295) entitled "A supplement to an act entitled 'An act for the government of cities of the second class' approved the seventh day of March Anno Domini one thousand nine hundred and one providing for the levy collection and disbursement of taxes and water-rents or rates and conferring certain powers and duties in reference thereto upon the city treasurer the board of water assessors and the collector of delinquent taxes and repealing certain acts relating to matters herein provided for" by fixing a limit for taxes to be levied on real estate.

HOUSE BILL No. 768.

An Act to add section one thousand six hundred ten point one to the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," authorizing the teaching of safe driving of automobiles.

HOUSE BILL No. 822.

An Act to add section four point one to the act approved the first day of June one thousand nine hundred forty-five (P. L. 1358) entitled "An act relating to chattel mortgages on any chattel or chattels of any kind or description including but not limited to livestock poultry farm machinery farm equipment and crops growing or to be grown designating the operation and effect of the lien of such mortgages providing for the filing indexing and docketing of such mortgages and related instruments in prothonotaries' offices and prescribing prothonotaries' fees providing for the filing in Pennsylvania of similar lien instruments originally filed or recorded in other states regulating the assignment release satisfaction and extension of the lien of such mortgages prescribing methods of foreclosure defining defaults and violations and fixing penalties" limiting and regulating the liability of chattels for subsequent purchases.

HOUSE BILL No. 823.

An Act to add section eleven point one to the act approved the twelfth day of May one thousand nine hundred twenty-five (P. L. 603) entitled "An act concerning conditional sales and to make uniform the law relating thereto" limiting and regulating liability of goods for subsequent purchases.

HOUSE BILL No. 824.

An Act limiting and regulating liability of goods wares and merchandise purchase under bailment lease contracts for subsequent purchases and limiting the rights of bailors in certain cases.

HOUSE BILL No. 826.

An Act relating to strikes by public employes prohibiting such strikes providing that such employes by striking terminate their employment providing for reinstatement under certain conditions providing for a grievance procedure and providing for hearings before civil service and tenure authorities and in certain cases before the Pennsylvania Labor Relations Board.

HOUSE BILL No. 876.

An Act empowering all corporations incorporated under the laws of the State of Pennsylvania for purposes not for profit to change after and amend by by-law such provisions of their charters as are purely administrative and validating such changes alterations and amendments heretofore made.

HOUSE BILL No. 896.

An Act providing a monthly expense allowance for members of the General Assembly.

HOUSE BILL No. 952.

An Act to further amend the act approved the fifth day of December one thousand nine hundred thirty-six (P. L. 1937 page 2897) entitled "An act establishing a system of unemployment compensation to be administered by the Department of Labor and Industry and its existing and newly created agencies with personnel (with certain exceptions) selected on a civil service basis requiring employers to keep records and make reports and certain employers to pay contributions based on payrolls to provide moneys for the payment of compensation to certain unemployed persons providing procedure and administrative details for the determination payment and collection of such contributions and the payment of such compensation providing for cooperation with the Federal Government and its agencies creating certain special funds in the custody of the State Treasurer and prescribing penal-

ties" by further defining employes ineligible to compensation by providing for increases in the duration of benefits by changing the manner in which compromises are to be made and by providing a prison sentence for individuals fraudulently claiming benefits.

HOUSE BILL No. 1041.

An Act to provide for the minimum salaries and classification of the faculties of state teachers colleges.

HOUSE BILL No. 1046.

An Act to amend section two of the act approved the twenty-sixth day of May one thousand nine hundred twenty-one (P. L. 1172) entitled "A Supplement to the act approved the seventeenth day of May one thousand nine hundred seventeen (P. L. 208) entitled 'An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words "drug" and "poison" and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity' requiring permits to conduct pharmacies providing for the revocation thereof and prescribing penalties" regulating the use of a corporate title in applying for a pharmacy permit and its use on labels and advertisements except signs

HOUSE BILL No. 1114.

An Act to amend clause (e) of section three hundred two and section four hundred seventeen of the act approved the third day of June one thousand nine hundred thirty-seven (P. L. 1333) entitled "An act concerning elections including general municipal special and primary elections the nomination of candidates primary and election expenses and election contests creating and defining membership of county boards of elections imposing duties upon the Secretary of the Commonwealth courts county boards of elections county commissioners imposing penalties for violation of the act and codifying revising and consolidating the laws relating thereto and repealing certain acts and parts of acts relating to elections" further regulating the issuance of watcher's certificates and the compensation of watchers.

HOUSE BILL No. 1122.

An Act providing for the payment of salary wages medical and hospital expenses of employes of a jail prison workhouse penitentiary penal reformatory or correctional institution hospitals for the insane or any institution for the feeble minded or epileptic persons for inebriates or for juvenile delinquent and dependents maintained in whole or in part by the Commonwealth or any county within the Commonwealth who are injured in the performance of their duty and providing that absence during such injury shall not reduce any usual sick leave period and also providing for recourse to pension privileges in the event of permanent disability

HOUSE BILL No. 1193.

An Act authorizing public utility corporations engaged in transmitting electricity or transporting steam water gas oil or gasoline by pipe to obtain rights of way across public property in Cities of the First Class upon the consent of such city

HOUSE BILL No. 1303.

An Act providing for the fixing and equalization of salaries for tipstaves in the courts of common pleas over and terminer and general jail delivery quarter sessions of the peace County Court of Allegheny County and orphans' courts in counties of the second class.

HOUSE BILL No. 1308.

An Act providing for the acquisition by the Department of Forests and Waters in the name of the Commonwealth of certain lands in Carbon County for use as a State Park and recreation area providing for the management of said department and defining the uses to which the property shall be put and making an appropriation.

HOUSE BILL No. 1346.

An Act relating to the annual salaries of certain county officers of counties of the second class.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a short recess. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Franklin H. Lichtenwalter) in the Chair.

SENATE MESSAGES

APPOINTMENT OF CONFERENCE COMMITTEE ON SENATE BILL No. 506

The Clerk of the Senate being introduced, informed that the Senate insists on its non-concurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 506, entitled:

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" providing for fixing the number and compensation of all appointed officers deputies assistants clerks and other persons whose compensation is paid out of the county treasury whether employed by the county the courts or by any judge thereof creating a salary board in each county defining its powers and duties and repealing inconsistent acts.

And has appointed Messrs. L. Wood, Heyburn and Barr a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the Houses in relation to said bill.

Mr. SORG. Mr. Speaker, I move that the House recede from its amendments nonconcurring in by the Senate.

On the question,

Will the House recede from its amendments nonconcurring in by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—186.

Aaronson.	Gallagher.	McDonald.	Schuster
Andrews.	Getchey.	McKinney.	Scott.
Barrett.	Gibson.	McMillen.	Serrill.
Baumunk.	Goodling.	Mihm.	Shoemaker.
Beech.	Gorman.	Miller.	Simons.
Bender.	Graybill.	Mills.	Smith, C. G.

Bentzel.	Greenwood.	Mintess,	Smith, C. M.
Bloom.	Greer,	Mohr,	Snider.
Boies.	Griffiths,	Mooney.	Sollenberger.
Bonawitz,	Guthrie,	Moore, C. E.,	Sorg.
Boorse.	Gyger.	Moore, H. A.,	Sproul,
Bower.	Hall.	Morrison.	Stank.
Breisch,	Haller,	Murray,	Stimmel,
Brown.	Haudenschild,	Myers,	Stockham,
Brunner.	Helm.	Naumann,	Stuart,
Bucchin,	Henry,	Needham,	Swope,
Cadwalader.	Hewitt.	Neff,	Tahl.
Capano.	Hocker,	Nelson,	Thomassy,
Cassidy.	Hoffman.	O'Dare,	Thompson,
Chervenak.	Hoopes.	O'Donnell,	Tittle,
Chudoff.	Horan.	O'Neill,	Tompkins
Clevenger.	Imbt.	Orban,	Toomey.
Cochran.	Jennings.	Patten,	Turner,
Cole.	Johnson.	Pichney,	Upshur,
Cook.	Johnston.	Pickens,	Verona.
Cooper.	Jones.	Polaski.	Wachhaus.
Costa.	Kean.	Powers,	Wagner.
Crowley.	Kelley.	Price,	Wallin.
Dague.	Kemp.	Propert.	Walton.
Dalrymple.	Kent.	Ragot.	Waterhouse,
Davison.	Kirley.	Readinger.	Watkins.
De Long.	Kline.	Reagan.	Watson.
Dennison.	Kratz.	Reese, D. P.,	Weidner,
Depuy.	Krise.	Reese, R. E.,	Weiss
Dix.	Kurtz.	Reilly, J. M.,	Wescott.
Dye.	Laughner.	Reilly, W. J.,	West.
Efenberg.	Layer.	Richter.	Wheeler.
Elder.	Lee.	Riley.	Wolf.
Erb.	Lelsey.	Robertson.	Wood.
Evans.	Livingston.	Root.	Worley.
Ewing.	Loftus.	Rose.	Yeakel.
Feola.	Lovett.	Rowen.	Yester.
Fish.	Madigan.	Royer.	Yetzer.
Fiss.	Mazza.	Sarrafi.	Young.
Fleming.	McCormack.	Sax.	Lichtenwalter.
Foor.	McCosker.	Scanlon,	Speaker
Frost.	McCullough.		

NAYS—18.

Bane.	Goff.	Madden,	Robbins.
Brice.	Jump.	Mikula.	Stonier.
Cordier.	Kohl.	Najaka.	Vaughan.
Demech.	Livingstone.	O'Connor.	Waldron.
Flack.	Lyons.	Petrosky.	

NOT VOTING—1.

Frout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the House receded from its amendments nonconcurrent in by the Senate.

Ordered, That the Clerk inform the Senate accordingly.

APPOINTMENT OF CONFERENCE COMMITTEE ON
SENATE BILL No. 507

The Clerk of the Senate being introduced, informed that the Senate insists on its nonconcurrence in the amendments made and insisted upon by the House of Representatives to Senate Bill No. 507, entitled:

An Act abolishing all existing county salary boards and providing for the transfer of their books records and property

And has appointed Messrs. L. Wood, Heyburn and Barr a committee of conference to confer with a similar committee of the House of Representatives (if the House of Representatives shall appoint such committee) on the subject of the differences existing between the two Houses in relation to said bill.

Mr. SORG. Mr. Speaker, I move that the House recede from its amendments nonconcurrent in by the Senate.

On the question,

Will the House recede from its amendments nonconcurrent in by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—191

Aaronson.	Gallagher.	McDonald.	Scanlon.
Andrews.	Getchey.	McKinney.	Schuster.
Barrett.	Gibson.	McMillen.	Scott.
Baumunk.	Goff.	Mihm.	Serrill.
Beech.	Goodling.	Miller.	Shoemaker.
Bender.	Gorman.	Mills.	Simons.
Bentzel.	Graybill.	Mintess.	Smith, C. C.
Bloom.	Greenwood.	Mohr.	Smith, C. M.
Boies.	Greer.	Mooney.	Snider.
Bonawitz.	Griffiths.	Moore, C. E.,	Sollenberger.
Boorse.	Guthrie.	Moore, H. A.,	Sorg.
Breisch.	Gyger.	Morrison.	Sproul.
Brown.	Hall.	Murray.	Stank.
Brunner.	Haller.	Myers.	Stimmel.
Bucchin.	Haudenschild.	Naumann.	Stockham.
Cadwalader.	Helm.	Needham.	Stuart.
Capano.	Henry.	Neff.	Swope.
Cassidy.	Hewitt.	Nelson.	Tahl.
Chervenak.	Hocker.	O'Connor.	Thomassy.
Chudoff.	Hoffman.	O'Dare.	Thompson.
Clevenger.	Hoopes.	O'Donnell.	Tittle.
Cochran.	Horan.	O'Neill.	Tompkins.
Cole.	Imbt.	Orban.	Toomey.
Cook.	Jennings.	Patten.	Turner.
Cooper.	Johnson.	Petrosky.	Upshur.
Cordier.	Johnston.	Pichney.	Vaughan.
Costa.	Jones.	Pickens.	Verona.
Crowley.	Kean.	Polaski.	Wachhaus.
Dague.	Kelley.	Powers.	Wagner.
Dalrymple.	Kemp.	Price.	Waldron.
Davison.	Kent.	Propert.	Wallin.
De Long.	Kirley.	Ragot.	Walton.
Dennison.	Kline.	Readinger.	Waterhouse.
Depuy.	Kratz.	Reagan.	Watkins.
Dix.	Krise.	Reese, D. P.,	Watson.
Dye.	Kurtz.	Reese, R. E.,	Weidner.
Efenberg.	Laughner.	Reilly, J. M.,	Wescott.
Elder.	Layer.	Reilly, W. J.,	West.
Erb.	Lee.	Richter.	Wheeler.
Evans.	Lelsey.	Riley.	Wolf.
Ewing.	Livingston.	Robertson.	Wood.
Feola.	Loftus.	Root.	Worley.
Fish.	Lovett.	Rose.	Yeakel.
Fiss.	Madigan.	Rowen.	Yester.
Fleming.	Mazza.	Royer.	Yetzer.
Foor.	McCormack.	Sarrafi.	Young.
Frost.	McCosker.	Sax.	Lichtenwalter.
	McCullough.		Speaker.

NAYS—14

Bane.	Jump.	Madden.	Robbins.
Brice.	Kohl.	Mikula.	Stonier.
Demech.	Livingstone.	Najaka.	Weiss.
Flack.	Lyons.		

NOT VOTING—1

Frout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative, and the House receded from its amendments nonconcurrent in by the Senate.

Ordered, That the Clerk inform the Senate accordingly.

HOUSE BILL No. 35 AND COMMUNICATION
TAKEN FROM TABLE

Mr. SORG. Mr. Speaker, I move that House Bill No. 35, together with the communication from the Governor, be taken from the table.

On the question,

Will the House agree to the motion?

Mr. LOVETT. Mr. Speaker, I understand that this

motion is not debatable. All I want to do is to inform the Membership of the House that they understand that this is House Bill No. 35, the bill which destroys the safety and health conditions of laboring women in Pennsylvania and lowers the standards. I just want the House to remember that that is what they are voting on, and I would ask for a roll call.

The yeas and nays were required by Messrs. Lovett, Chervenak and Weiss and were as follows:

YEAS—130

Aaronson,	Gorman,	McCullough,	Shoemaker.
Baumunk.	Graybill,	McKinney.	Simons.
Beech,	Greenwood.	McMillen.	Smith, C. C.,
Bloom.	Greer,	Mintess,	Smith, C. M.,
Bonawitz	Griffiths,	Mohr,	Sollenberger.
Boorse.	Guthrie,	Moore, C. E.,	Sorg.
Bower,	Gyger.	Moore, H. A.,	Sproul.
Brice,	Hall,	Morrison,	Stimmel,
Brunner.	Haller,	Murray,	Stockham
Cadwalader.	Haudenschild	Myers,	Stonier,
Cassidy.	Helm,	Naumann.	Tittle,
Clevenger.	Henry,	Neff,	Tompkins
Cook,	Hewitt,	Nelson.	Toomey.
Cooper.	Hocker,	O'Dare,	Turner.
Costa,	Hoffman,	O'Donnell.	Upshur.
Davison.	Hoopes.	Orban.	Vaughan.
D. Long,	Imbt,	Patten,	Wagner.
Dennison	Jennings,	Pickens,	Waldron,
Depuy.	Johnson,	Propert.	Wallin.
Dix,	Johnston.	Ragot,	Walton.
Dye,	Jones	Reagan,	Waterhouse.
Elder.	Kelley,	Reese, D. P.,	Watkins.
Ewing.	Kent,	Reilly, J. M.,	Watson.
Feola.	Krise,	Richter.	Weldner,
Fish,	Kurtz,	Riley,	Wescott,
Fiss,	Laughner.	Robertson.	West,
Flack,	Layer.	Rose,	Wolf,
Fleming.	Lee,	Rowen,	Wood.
Foor,	Lelsey	Royer,	Worley
Frost.	Livingston,	Sax,	Yeakel.
Gallagher.	Loftus,	Scott,	Young,
Gibson.	Madigan.	Serrill,	Lichtenwalter.
Goodling.	McCosker,		Speaker

NAYS—60

Andrews,	Dague.	Mikula,	Robbins,
Bane,	Dalrymple.	Miller,	Sarraf
Barrett,	Demech,	Mills,	Scanlon,
Bender,	Efenberg.	Mooney,	Schuster.
Bentzel	Erb.	Najaka,	Snider.
Boles,	Evans,	Needham.	Stank.
Brown.	Getchey,	O'Connor.	Stuart.
Bucchin,	Goff,	O'Neill.	Thomassy.
Capano	Jump.	Petrosky.	Thompson.
Chervenak	Kean.	Pichney.	Verona.
Chudoff.	Kirley	Polaski.	Wachhaus
Cochran,	Livingstone,	Powers.	Weiss.
Cole,	Lovett	Price.	Wheeler.
Cordier.	Mazza,	Readinger.	Yester.
Crowley,	McDonald,	Reese, R. E.,	Yetzer,

NOT VOTING—15

Breisch.	Kohl,	McCormack.	Swope.
Horan.	Kratz,	Mihm,	Tahl.
Kemp,	Lyons,	Reilly, W. J.,	Trout
Kline,	Madden,	Root,	

So the question was determined in the affirmative and the motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING
HOUSE BILL No. 35

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, May 7, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 35, Printer's No. 442, for further consideration.

Accordingly, the original bill is herewith returned.

JAMES H. DUFF.

RESOLUTION

HOUSE BILL No. 35 RETURNED TO GOVERNOR
WITHOUT AMENDMENT

Mr. SORG on behalf of the sponsor offered a resolution which was read as follows:

In the House of Representatives, June 16, 1947.

Resolved (if the Senate concurs), That House Bill No. 35, Printer's No. 442, entitled "An act to further amend the act, approved the twenty-fifth day of July, one thousand nine hundred thirteen (P. L. 1024), entitled 'An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof,' changing hours of labor and restrictions relative to age in certain employments and extending provisions to include additional persons," be returned to the Governor without amendment.

On the question,

Will the House adopt the resolution?

Mr. LOVETT. Mr. Speaker, there was some reason why our Honorable Governor returned House Bill No. 35 to the House. I find that there may be a possibility that the Governor wanted to amend House Bill 35 and take out some of the bad features. But on the action of the Majority Floor Leader, I suppose that is not true, because, now we are going to return, or we are being asked to vote to return House Bill 35 to the Governor as he returned it to us.

House Bill 35 was a bad bill, and that is the reason why the Governor returned it. A lot of the Members of this House voted against House Bill 35 at the time it passed this House, and at that time there was some hope at least that House Bill 195 in its original form, introduced in this House, was being considered as a companion bill to House Bill 35.

Now, my friend Mrs. Dye, who is the sponsor of House Bill 195 and House Bill 35, if I am correct in that statement, was very sincere in trying to do something for the working woman of Pennsylvania. She was very sincere as far as House Bill 195 was concerned. She felt that any damage that would be done under House Bill 35 House Bill 195 would certainly make up for it. But my good friend Mrs. Dye has the heart of a woman, and she was very sincere on House Bill 195, but the wolves got after Mrs. Dye, and the Manufacturers' Association and a few more of the blue pencil boys have done a lot of tricks to this bill. They emasculated it. Of course, I felt sorry for my lady friend, Mrs. Dye,

when they treated her like that on a bill which she was really and truly so interested in having passed in the interest of the women of Pennsylvania. I feel that she was really sincere and wanted to pass a good bill in the interest of the women of Pennsylvania, but I am awfully sorry that they treated her like that. I wouldn't have done it; I would have been much fairer, much nicer in my actions on House Bill 195. I would have let the lady have the bill that she introduced to protect and help the working women of Pennsylvania, and I am awfully sorry that that happened.

Now, there is only one way in which I can help Mrs. Dye at this particular time, that is if I could get this House of Representatives to refuse to return the other section which was the head-on engine at the beginning and now is the caboose. If we could just cut off this caboose now, and not send it back to the Governor, at least I think that we would have then accomplished something because at least we would have Bill 195 of Mrs Dye over on the Governor's desk for his signature, which I admitted the other day gets the toe in the door and maybe at some other session of the legislature we can really give something to the working women of Pennsylvania in regard to equal pay for equal work.

For that reason and that reason alone I am going to ask the Members of this House to help Mrs. Dye now when she really needs help, because this would be really a plug to give her assistance, and if we killed off House Bill 35 she really could go back to the women of Pennsylvania and say, "Well, I really got my foot in the door and I didn't do any harm." But if you get House Bill 35 I am afraid that the women of Pennsylvania, rather than getting any further consideration, will be deprived of a lot of safeguards that we placed around women in Pennsylvania industry. We even went so far in House Bill 5 to make the Department of Labor hold a hearing before they could say that any particular work done by the women in that particular plant was unfit for women. Do you understand what that means? You say to the Department of Labor and Industry you do not have the right to say to a corporation or anybody else in this state that the conditions are unfit for female labor unless they hold a hearing first.

So, my friends, I am sincere and I hope this House will not vote to return House Bill 35 to the Governor, and we will take the Governor off the spot too.

Mr. STUART. Mr. Speaker, I merely want to say that House Bill 35, if enacted into law, will turn the clocks of Pennsylvania back twenty years so far as working conditions for women are concerned, and I want to repeat with all sincerity the thing I said two months ago, when this bill was defeated, that if it becomes law it will come back to haunt us.

On the question recurring,

Will the House adopt the resolution?

The yeas and nays were required by Messrs. Lovett, Bucchin and Weiss and were as follows:

YEAS—126

Aaronson	Greer	McKinney	Simons
Baumunk	Griffiths	McMillen	Smith, C. C.
Beech	Guthrie	Mintess	Smith, C. M.
Bonawitz	Gveer	Mohr	Sollenberger
Boorse	Hall	Moore, C. E.	Sorg
Bower	Haller	Moore, H. A.	Sproul

Brice,
Brunner,
Cadwalader,
Clevenger,
Cook
Cooper,
Costa,
Davison,
Denrison,
Depuy,
Dix,
Dye,
Elder,
Ewing,
Feola,
Fish,
Fiss,
Fleming,
Floor,
Frost,
Gallagher,
Gibson,
Goodling,
Gorman,
Graybill,
Greenwood.

Haudensfield,
Helm,
Henry,
Hewitt,
Hocker,
Hoffman,
Hoopes,
Imbt,
Jennings,
Johnson,
Johnston,
Jones,
Kelley,
Kemp,
Kent,
Krise,
Kurtz,
Laughner,
Layer,
Lee,
Lelsey,
Loftus,
Lyons,
Madden,
Madigan,
McCosker,

Morrison,
Murray,
Myers,
Naumann,
Neff,
Nelson,
O'Dare,
O'Donnell,
Orban,
Patten,
Pickens,
Propert,
Ragot,
Reagan,
Reese, D. P.,
Reilly, J. M.,
Richter,
Riley,
Robertson,
Rose,
Rowen,
Royer,
Sax,
Scott,
Serrill,
Shoemaker,

Stimmel,
Stockham,
Stonier,
Tittle,
Tompkins,
Toomey,
Turner,
Upshur,
Vaughan,
Wagner,
Waldron,
Walton,
Waterhouse,
Watkins,
Watson,
Weldner,
Wescott,
West,
Wolf,
Wood,
Worley,
Yeakel,
Young,
Lichtenwalter,
Speaker.

NAYS—64

Andrews,
Bane,
Barrett,
Bender,
Bentzel,
Bloom,
Boies,
Brown,
Bucchin,
Capano,
Chervenak,
Chudoff,
Cochran,
Cole,
Cordier,
Crowley,

Dague,
Dalrymple,
De Long,
Demech,
Efenberg,
Erb,
Evans,
Flack,
Getchey,
Goff,
Jump,
Kean,
Kirley,
Kohl,
Livingstone,
Lovett,

Mazza,
McDonald,
Mikula,
Miller,
Mills,
Mooney,
Najaka,
Needham,
O'Connor,
O'Neill,
Petrosky,
Pichney,
Polaski,
Powers,
Price,
Reese, R. E.,

Robbins,
Sarraf,
Scanlon,
Schuster,
Snider,
Stank,
Stuart,
Swope,
Thomassy,
Thompson,
Verona,
Wachhaus,
Weiss,
Wheeler,
Yester,
Yetzer,

NOT VOTING—15

Brelsich,
Cassidy,
Horan,
Kline,

Kratz,
Livingston,
McCormack,
McCullough,

Mihm,
Readinger,
Reilly, W. J.,
Root,

Tahi,
Trout,
Wallin,

So the question was determined in the affirmative and the resolution was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a short recess for the purpose of holding a Republican Caucus. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Franklin H. Lichtenwalter) in the Chair.

SENATE MESSAGES

SENATE ADOPTS CONFERENCE COMMITTEE REPORT ON SENATE BILL No. 852

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 852, entitled:

An Act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the County Assessing Authority Board of Revision of Taxes Receiver of School Taxes County Treasurer Board of Public Education in such districts and courts providing for compensation to certain officers and employes and imposing penalties

SENATE ADOPTS CONFERENCE COMMITTEE REPORT
ON HOUSE BILL No. 805

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 805, entitled:

An Act to amend section twenty-five of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" increasing the salaries of members of the commission

SENATE ADOPTS CONFERENCE COMMITTEE REPORT
ON HOUSE BILL No. 1286

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 1286.

An Act validating certain conveyances of real property made by a county home or by the directors of the poor.

RESOLUTION

RECALLING HOUSE BILL No. 896 FROM GOVERNOR

Mr. ELDER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 16, 1948.

Resolved (if the Senate concur), that House Bill No. 896, Printer's No. 965, entitled "An act providing a monthly expense allowance for members of the General Assembly," be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk present the same to the Senate for concurrence.

REPORT OF COMMITTEE OF CONFERENCE ON
HOUSE BILL No. 817

The SPEAKER laid before the House the report of the Committee of Conference on House Bill No. 817, Printer's No. 974.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 817, entitled: "An act defining and regulating certain installment sales of motor vehicles prescribing the conditions under which such sales may be made and regulating the financing thereof regulating and licensing persons engaged in the business of making or financing such sales prescribing the form contents and effect of instruments used in connection with such sales and the financing thereof prescribing certain rights and obligations of buyers sellers persons financing such sales and others limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies extensions and loans regulating insurance in connection with such sales regulating repossessions redemptions resales and deficiency judgments and the rights of parties with respect thereto authorizing extensions loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties and repealing certain acts."

Respectfully submit the following bill as our report:

CLARENCE D. BECKER,

JOHN W. LORD, Jr.,

(Committee on the Part of the Senate.)

HERBERT P. SORG,

CHARLES H. BRUNNER, Jr.,

JAMES E. LOVETT,

(Committee on the Part of the House of Representatives.)

An Act defining and regulating certain installment sales of motor vehicles prescribing the conditions under which such sales may be made and regulating the financing thereof regulating and licensing persons engaged in the business of making or financing such sales prescribing the form contents and effect of instruments used in connection with such sales and the financing thereof prescribing certain rights and obligations of buyers sellers persons financing such sales and others limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies extensions and loans regulating insurance in connection with such sales regulating repossessions redemptions resales and deficiency judgments and the rights of parties with respect thereto authorizing extensions loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties and repealing certain acts

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Short Title This act shall be shown and may be cited as the "Motor Vehicle Sales Finance Act"

Section 2 Findings and Declarations of Policy It is hereby determined and declared as a matter of legislative finding

(a) That an exhaustive study by the Joint State Government Commission discloses nefarious unscrupulous and improper practices in the financing of the sale of motor vehicles in this Commonwealth which are unjustifiably detrimental to the consumer and inimical to the public welfare Such practices prevail not only among some sellers but also among some sales finance companies and some banks which acquire contracts arising out of installment sales of motor vehicles and which frequently influence the credit policies of sellers

(b) That the agreement for the installment sale of motor vehicles in this Commonwealth has been generally cast in the form of the so-called "Pennsylvania Bailment Lease" contract in which the seller is technically the lessor and the buyer is technically the lessee. By the use of this fictional instrument in the installment sale of motor vehicles the extension of credit to the purchaser has been so inextricably entwined with the alleged bailment of the motor vehicle as to deprive the consumer of the benefit of existing laws.

(c) That consumers because of these legal technicalities and because of their unequal bargaining position are at the mercy of unscrupulous persons and are being intolerably exploited in the installment purchase of motor vehicles. Such exploitation is evident in the unfair provisions of the installment sale contract exorbitant charges for credit extortionate default extension collection repossession and other charges unconscionable practices respecting execution of contracts refinancing of contracts prepayment refunds insurance repossession and redemption.

(d) That practices enumerated and others equally pernicious have existed to such an extent that regulation of the installment selling of motor vehicles is necessary to the adequate protection of the public interest. Adequate regulation of installment selling must include control of the functions of selling and financing of motor vehicles whether exercised by the same or by different persons.

Therefore it is hereby declared to be the policy of the Commonwealth of Pennsylvania to promote the welfare of its inhabitants and to protect its citizens from abuses presently existing in the installment sale of motor vehicles and to that end exercise the police power of the Commonwealth to bring under the supervision of the Commonwealth all persons engaged in the business of extending consumer credit in conjunction with the installment sale of motor vehicles to establish a system of regulation for the purpose of insuring honest and efficient consumer credit service for installment purchasers of motor vehicles and to provide the administrative machinery necessary for effective enforcement.

Section 3 Definitions. The following words terms and phrases when used in this act shall have the meaning ascribed to them in this section except where the context clearly indicates otherwise.

1 "Motor vehicle" shall mean any self-propelled device in which upon which or by which any person or property is or may be transported or drawn upon a public highway excepting tractors power shovels road machinery agricultural machinery and other machinery not designed primarily for highway transportation but which may incidentally transport persons or property on a public highway and expecting such devices which move upon or are guided by a track or travel through the air and shall include trailers and semi-trailers.

2 "Person" includes an individual partnership association business corporation banking institution non-profit corporation common law trust joint stock company or any other group of individuals however organized.

3 "Installment buyer" or "buyer" shall mean the person who buys hires or leases a motor vehicle under any installment sale contract or any legal successor in interest to such person and shall continue to designate such person notwithstanding he may have entered into one or more extensions deferrals renewals or other revisions of the original contract and includes any person who as surety endorser guarantor or otherwise is liable on the obligation created by the buyer under an installment sale contract.

4 "Installment seller" or "seller" shall mean a person engaged in the business of selling hiring or leasing motor vehicles under installment sale contracts or any legal successor in interest to such person.

5 "Holder" shall mean any person including a seller who is currently entitled to the rights of a seller under an installment sale contract.

6 "Sales finance company" shall mean a person engaged

as principal agent or broker in the business of financing or soliciting the financing of installment sale contracts made between other parties including but not thereby limiting the generality of the foregoing the business of acquiring investing in or lending money or credit on the security of such contracts or any interest therein whether by discount purchase or assignment thereof or otherwise provided that the term shall not include any person to the extent that he makes bona fide commercial loans to sellers or sales finance companies and takes assignments of or an interest in an aggregation of installment sale contracts only as security for such commercial loans under which in the absence of default or other bona fide breach of the loan contract ownership of such contracts remains vested in the assignor and collection of payments on such contracts is made by the assignor. The term shall include any seller whether or not licensed under this act as a seller who finances installment sale contracts for other sellers or sales finance companies.

7 "Collector-repossessor" shall mean a person who collects payments or installment sale contracts or repossesses motor vehicles which are the subject of installment sale contracts as an independent contractor and not as a regular employee of a seller or sales finance company excluding duly constituted public officials or attorneys-at-law when acting in an official capacity and excluding a licensed seller or licensed sales finance company making collections or repossessions on installment sale contracts wherein such seller or sales finance company was previously a "holder" or wherein such seller or sales finance company not having previously been a "holder" occasionally makes collections or repossessions for other licensed sellers or sales finance companies. The term shall include any combination of the above activities.

8 "Banking institution" shall mean any bank bank and trust company trust company savings bank private bank or any national banking association organized and doing business under the provisions of any law of this Commonwealth or of any other state of the United States or under the provisions of any law of the United States of America.

9 "Retail sale" shall mean the sale of a motor vehicle for use by the buyer or for the benefit or satisfaction which the buyer may derive from the use of the motor vehicle by another.

10 "Installment sale contract" or "contract" shall mean any contract for the retail sale of a motor vehicle or which has a similar purpose or effect under which part or all of the price is payable in two or more scheduled payments subsequent to the making of such contract or as to which the obligor undertakes to make two or more scheduled payments or deposits that can be used to pay part or all of the purchase price whether or not the seller has retained a security interest in such motor vehicle or has taken collateral security for the buyer's obligation and shall include any loan any mortgage any conditional sale contract any purchase-money chattel mortgage any hire-purchase agreement or any contract for the bailment or leasing of a motor vehicle under which the hire-purchaser the bailee or lessee contracts to pay as compensation a sum substantially equivalent to or in excess of the value of the motor vehicle and any other form of contract which has a similar purpose or effect provided however that the terms shall not include any sale or contract for sale upon an open book account wherein the seller has not retained or taken any security interest in the motor vehicle sold or any collateral security for the buyer's obligation and wherein the buyer is not required to pay any sum other than the cash price of the motor vehicle sold in connection with such sale or extension of credit and wherein the buyer is obligated to pay for the motor vehicle in full within ninety (90) days from the time the sale or contract for sale was made. These terms shall also mean and apply to any extension deferral renewal or other revision of such installment sale contract.

11 "Cash price" shall mean the minimum price measured

in dollars at which the seller would in good faith sell to the buyer or to any other buyer under like circumstances and the buyer would in good faith buy from the seller the motor vehicle which is the subject matter of the installment sale contract if such sale were a sale for cash instead of an installment sale

12 "Down payment" shall mean all partial payments whether made in cash or otherwise received by or for the benefit of the seller prior to or substantially contemporaneous with either the execution of the installment sale contract or the delivery of the goods sold thereunder which ever occurs later.

13 "Principal amount financed" shall mean the unpaid cash price balance after deducting the down payment adding the cost of any insurance premiums required or obtained as security for or by reason of the sale of a motor vehicle under an installment sale contract and adding other cost necessary or incidental to the sale of the motor vehicle under such contract which the seller contracts to pay on behalf of the buyer and for the amount of which the seller agrees to extend credit to the buyer and for which the buyer contracts voluntarily

14 "Finance charge" shall mean the amount of the consideration in excess of the cash price which the buyer is required to pay to the seller for the privilege of purchasing a motor vehicle under an installment sale contract or for the credit extended by the seller to the buyer in conjunction with the sale of a motor vehicle under an installment sale contract or it shall mean the differential between the cash sale price of the motor vehicle and the installment sale price exclusive of insurance premium costs and other costs necessary or incidental to an installment sale which are specifically authorized by this act to be included in an installment sale contract

15 "Time balance" shall mean the sum of the principal amount financed and the finance charge

16 "Security interest" shall mean any property right in the motor vehicle which is the subject of an installment sale contract whenever such right is retained to secure performance of any obligation of the buyer under such contract any extension deferment renewal or other revision thereof and the term shall include any lien or encumbrance against such motor vehicle any interest of a mortgagee in such motor vehicle and any reservation of title to such motor vehicle whether or not expressed to be absolute whenever such title is in substance retained for security only

17 "Collateral security" shall mean any security other than a security interest in a motor vehicle which is the subject of an installment sale contract which is given to secure performance of any obligation of the buyer or of any surety or guarantor for him under an installment sale contract extension deferment renewal or other revision thereof and the term shall include the undertakings of any surety or guarantor for the buyer and any interest in encumbrance on or pledge of real or personal property other than the motor vehicle which is the subject of the installment sale contract

18 "Administrator" shall mean the Department of Banking of the Commonwealth of Pennsylvania

19 "Licensee" shall mean a person to whom has been issued a license under this act as an installment seller or as a sales finance company or as a collector-repossessor which license has not expired has not been surrendered or revoked and in the plural shall mean any or all persons so licensed under any or all of these three classifications

Section 4 Licenses Required On and after the effective date of this act no person shall engage or continue to engage in this Commonwealth either as principal employee agent or broker

1 In the business of an installment seller of motor vehicles under installment sale contracts except as authorized in this act under license issued by the administrator or

2 In the business of a sales finance company except as

authorized in this act under license issued by the administrator or

3 In the business of a collector-repossessor except as authorized in this act under license issued by the administrator

Section 5 Applications for licenses

A Applications for licenses under this act shall be in writing under oath and in the form prescribed by the administrator

B The application shall contain the name under which the business is conducted the address of the place of business the date of registration of the fictitious or trade name if any with the Secretary of the Commonwealth the date and place of incorporation if the applicant is a corporation the name and residence address of the owner if the applicant is an individual owner the name and residence address of all owners partners or members if the applicant is a partnership or association the name and address of all officers and directors if the applicant is a corporation and such other information as the administrator may require

C All applications filed by associations or corporations shall be accompanied by a power of attorney showing the name and address of the authorized agent in the Commonwealth of Pennsylvania upon whom all judicial and other process or legal notice may be served and in the case of the death removal from the Commonwealth or any legal disability or disqualification of such agent service of such process or notice upon the administrator shall be authorized

D A separate application on the prescribed form shall be filed for each place of business conducted by or to be established by a license within the Commonwealth of Pennsylvania

E All applications for renewal licenses shall be filed at least fifteen (15) days prior to October first annually

Section 6 License Bonds

A A bond in the form prescribed by the administrator in the penal sum of five thousand dollars (\$5000) shall accompany every application for license as a sales finance company and for license as a collector-repossessor Such bond shall be executed by a surety company authorized by the laws of Pennsylvania to transact business within this Commonwealth provided that the bond accompanying an application for license as a sales finance company filed by a banking institution located within this Commonwealth may be executed by such banking institution on its own behalf in lieu of a bond executed by a surety company The bond shall be executed to the Commonwealth of Pennsylvania and shall be for the use of the Commonwealth and for any person or persons The condition of the bond shall be that the licensee will comply with and abide by all the provisions of this act and all the rules and regulations of the administrator lawfully issued and that the licensee will pay to the Commonwealth to the administrator or to any person or persons any and all moneys that may become due to the Commonwealth to the administrator or to any person or persons from the said licensee under and by virtue of the provisions of this act If any person shall be aggrieved by the misconduct of a licensee and shall recover judgment against such licensee such person may on any execution issued under such judgment maintain an action upon the bond of the licensee in any court having jurisdiction of the amount claimed provided the administrator assents thereto B A bond in the form prescribed shall be filed for each place of business conducted by a finance company and for each place of business conducted by a collector-repossessor within the Commonwealth of Pennsylvania

C A new bond shall accompany every application for renewal license and shall be filed at least fifteen (15) days prior to October first annually

Section 7 License Fees

A Each application for license shall be accompanied by a license fee in the amount of

1 Ten dollars (\$10) for license as an installment seller of motor vehicles

2 One hundred dollars (\$100) for license as a sales finance company

3 One hundred dollars (\$100) for license as a collector-repossessor

B A separate license fee of like amount shall be paid for each place of business conducted by a licensee within the Commonwealth of Pennsylvania

C No abatement in the amount of the said license fee shall be made if the license is issued for less than one year or if the license is surrendered cancelled or revoked prior to the expiration of the license year for which such license was issued

D All licenses under this act shall expire on October first annually A renewal license fee in the same amount shall be paid annually on or before October first for each respective type of license and for each place of business

E All license fees and fines received by the administrator under this act shall be deposited in the State Treasury to the credit of a special fund for the use of the administrator in administering this and other laws of the Commonwealth placed under his administration

Section 8 Approval of Licenses and Issuance of Licenses

A The administrator if he approves an application for license shall issue to the applicant a license certificate showing the name of the person authorized to do business thereunder and the address of the licensee Such license certificate when issued to an installment seller or to a sales finance company shall be posted in a conspicuous place in the place of business of the licensee so that it will be in full view of the public at all times and when issued to a collector-repossessor shall be carried in the immediate possession of the licensee whenever he is engaged in the type of business for which the license is issued so that it may be presented for inspection upon request of any person entitled to such inspection

B A license shall not be transferred or assigned

C A licensee may change his place of business to another location within the same municipality for which the license certificate was issued A licensee desiring to change the address of his place of business shall give prior written notice thereof to the administrator and shall return the license certificate to the administrator for amendment The administrator shall amend the license certificate to show the new address and the date thereof which shall thereafter be the authorized address of the licensee A licensee shall not be required to pay any charge for amendment of a license certificate to effect change of address

D Only one place of business may be operated under the same license provided however that where every place of business is conducted under one name and the business records are kept in one place only one license shall be required This proviso shall apply only to installment sellers A licensee may operate more than one place of business by filing an application on the prescribed form for each additional place of business and by furnishing a bond for each additional place of business in the case of a sales finance company and collector-repossessor and by paying the respective license fee provided in this act for each additional place of business

Section 9 Rejection of Application

A The administrator may reject any application for license or any application for renewal of a license if he is not satisfied that the financial responsibility character reputation integrity and the general fitness of the applicant and of the owners partners and members thereof if the applicant be a partnership or association and of the officers and directors if the applicant be a corporation are such as to command the confidence of the public and to warrant the belief that the business for which application for license is filed will be operated lawfully honestly fairly and within the legislative intent of this act and in accordance with the general laws of this Commonwealth provided however that no license may be issued if the applicant any affiliate-owner partner member officer

director employe agent or spouse of the applicant has pleaded guilty entered a plea of nolo contendere or has been found guilty by a judge or a jury for engaging in any business for which a license is required under this act without having obtained a license under this act or if the applicant any affiliate owner partner member officer director employe agent or spouse of the applicant has pleaded guilty entered a plea of nolo contendere or has been found guilty by a judge or a jury of a second offense violation of this act under the penal section of this act applicable to licensees and had its license revoked

B Whenever the administrator rejects an application for license he shall mail a notice of such action to the applicant and the applicant may within thirty (30) days of the date of such notice appeal from such action to the courts of Dauphin County

C Whenever the administrator rejects an application for license he shall return the license fee which accompanied the application provided however all or any portion of the license fee may be retained by the administrator if rejection is based wholly or partially upon false information furnished by the applicant in the application

Section 10 Revocation or Suspension of Licenses

A The administrator upon thirty (30) days' written notice to the licensee forwarded by registered mail to the place of business of such licensee as shown in the application for license or as amended on the license certificate in case of change of address subsequent to issuance of the license certificate may revoke or suspend any license if he finds that

1 The licensee has made any material misstatement in the application for license or that

2 The licensee has violated any provision of this act or that

3 The licensee has violated any rule or regulation issued by the administrator under and within the authority of this act or that

4 The licensee has failed to comply with any demand rule or regulation lawfully made by the administrator under and within the authority of this act or that

5 The licensee refuses or has refused to permit the administrator or his designated representative to make examinations authorized by this act or that

6 The licensee in the case of a finance company and collector repossessor has failed to maintain in effect the bond required under the provisions of this act or that

7 The licensee has failed to maintain satisfactory records required by this act or prescribed by the administrator or that

8 The licensee has falsified any records required by this act to be maintained of the business contemplated by this act or that

9 The licensee has failed to file any report with the administrator within the time stipulated in this act or that

10 The licensee has failed to pay the fine required by this act for failure to file reports to the administrator within the time stipulated or that

11 The licensee has defrauded any retail buyer to the buyer's damage or willfully failed to perform any written agreement with any retail buyer or that

12 Any fact or condition exists or is discovered which if it had existed or had been discovered at the time of filing of the application for such license would have warranted the administrator in refusing to issue such license

B The administrator may revoke or suspend only the particular license with respect to which grounds for revocation may occur or exist but if he finds that grounds for revocation are of general application to all places of business or to more than one place of business operated by a licensee he may revoke all of the licenses issued to such licensee or those licenses to which grounds for revocation apply as the case may be

C Whenever a license has been revoked the administrator shall not issue another license to the licensee pursuant to the provisions of this act until the expiration of at least one (1) year from the effective date of revocation of said license and not at all if such licensee or any

owner partner member officer director employe agent or spouse of the licensee shall have pleaded guilty entered a plea of nolo contendere or has been found guilty by a judge or a jury of a second offense violation of this act

D Appeals may be taken from the action of the administrator in suspending and revoking licenses in accordance with the procedure prescribed by the act of June 4 1945 (P. L. 1388) known as The Administrative Agency Law

Section 11 Authority of Administrator

A The administrator and any person designated by him for that purpose is empowered to investigate at any time the business and affairs and examine the books accounts papers records documents and files of every licensee and of every person who shall be engaged in business contemplated by this act whether such person shall act or claim to act as principal agent or broker or under or without the authority of this act For this purpose the administrator shall have free access to the offices and places of business books accounts papers records documents and files of all such persons A person who is not licensed under this act shall be presumed to be engaged in business contemplated by this act if he as principal agent or broker advertises or solicits business for which a license is required by the provisions of this act and the administrator and any person designated by him for that purpose is in such cases hereby empowered to examine the books accounts papers records documents files safes and vaults of such persons for the purpose of discovering violations of this act

B The administrator is empowered to require the attendance and testimony of witnesses and the production of any books accounts papers records documents and files to such business which the administrator has authority by this act to investigate and for this purpose the administrator or his duly authorized representative may sign subpoenas administer oaths and affirmations examine witnesses and receive evidence In case of disobedience of any subpoena or the contumacy of any witness appearing before the administrator the administrator may invoke the aid of the courts of Dauphin County or any court of the Commonwealth and such court shall thereupon issue an order requiring the person subpoenaed to obey the subpoena or to give evidence or to produce books accounts papers records documents and files relative to the matter in question Any failure to obey such order of the court may be punished by such court as a contempt thereof

Section 12 Records Required

A Every licensee shall maintain at the place of business designated in the license certificate such books accounts and records of the business conducted under the license issued for such place of business as will enable the administrator to determine whether the business of the licensee contemplated by this act is being operated in accordance with the provisions of this act

B A license operating two or more licensed places of business in this Commonwealth may maintain the general control records of all such offices at any one of such offices or at any other office maintained by such licensee upon the filing of a written request with the administrator designating therein the office at which such control records are maintained and upon approval of such request by the administrator

C All books accounts and records of licensees shall be maintained in the English language

D All books accounts and records of licensees including any cards used in a card system shall be preserved and available for examination by the administrator for at least two (2) years after making the final entry therein

E The administrator is hereby authorized and empowered to prescribe the minimum information to be shown in the books accounts and records of licensees so that such records will enable the administrator to determine compliance with the provisions of this act

Section 13 Requirements as to Contracts

A Every installment sale contract shall be in writing

and shall contain all of the agreements between the buyer and the seller relating to the installment sale of the motor vehicle sold and shall be signed by both the buyer and the seller

B Every installment sale contract shall be completed as to all essential provisions prior to the signing of such contract by the buyer

C An exact copy of the installment sale contract shall be furnished by the seller to the buyer at the time the buyer signs such contract Such buyer's copy of the contract shall contain the signature of the seller identical with such signature on the original contract Such copy shall be furnished to the buyer without charge

D Every installment sale contract shall contain the following notice printed prominently and in the form indicated in twelve (12) point type or larger directly above the space provided in the contract form for the signature of the buyer

Notice to Buyer

Do not sign this contract in blank

You are entitled to an exact copy of the contract you sign

Keep it to protect your legal rights"

E The seller shall obtain from the buyer a written acknowledgement of the delivery of the copy of the contract to the buyer Such acknowledgment shall be printed in twelve (12) point type or larger and if attached to the contract it shall be printed below the buyer's signature to the contract and shall be independently signed

F Every installment sale contract shall provide for payment of the time balance in substantially equal periods and in substantially equal amounts provided that when appropriate for the purpose of facilitating payment in accordance with a buyer's intermittent income a contract may provide for payment on a schedule which reduces or omits payments over any period or periods in which the buyer's income is reduced or suspended An installment sale of a new motor vehicle to a bona fide salesman or of motor vehicles to be used by him principally as a demonstrator shall be exempt from the equal payment schedule requirement of this section

Section 14 Contents of Contract

A Every installment sale contract shall state the full names and addresses of all the parties thereto the date when signed by the buyer and shall contain a description of the motor vehicle sold which shall be sufficient for accurate identification

B Every installment sale contract shall set forth the following separate items as such and in the following order

1 Cash price of the motor vehicle This amount may include any taxes charges for delivery cost of servicing repairing or improving the motor vehicle costs of accessories and installation or other costs normally included in the delivered cash price of such motor vehicle

2 Down payment made by the buyer at the time of or prior to execution of the contract indicating whether made in cash or represented by the agreed value of a "trade-in" motor vehicle or other goods or both The amount of cash and/or the value of any "trade in" if any sufficient for identification shall be shown

3 Unpaid cash price balance which shall be the difference between the cash price (Item 1) and the down payment (Item 2) above

4 Insurance premium costs for the payment of which the seller agrees to extend credit to the buyer The terms of such insurance a concise description of the coverage and the amount of the premium shall be set forth If the precise cost of the insurance is not available at the time the contract is signed an estimated amount ascertained from a chart prepared by the licensee and approved by the administrator may be set forth in the contract When the cost of the insurance is so estimated the contract shall so state and it shall contain notice to the buyer that the difference between the estimated cost and the actual cost of the insurance including finance charges on such amount will be adjusted at the time of the final payment on the

contract and a statement of the amount of the adjustment shall be furnished to the buyer simultaneously with the delivery of the insurance policy or certificate

5 Other costs necessary or incidental which the seller contracts to pay on behalf of the buyer and for the amount of which the seller agrees to extend credit to the buyer as authorized by this act Such costs shall be itemized in the contract as to nature and amount

6 Principal amount financed which shall be the total of the unpaid cash price balance (Item 3) plus the insurance premium costs (Item 4) plus other costs (Item 5) for which the seller agrees to extend credit to the buyer

7 Finance charge which is the consideration in excess of the cash price (Item 1) excluding insurance premium (Item 4) and other costs (Item 5) which the buyer agrees to pay to the seller for the privilege of purchasing the motor vehicle under the installment sale contract

8 Time balance which shall be the total of the principal amount financed (Item 6) plus the finance charge (Item 7) and which shall represent the total obligation of the buyer which he agrees to pay in two or more scheduled payments

9 Payment schedule which shall state the number of payments the amount of the payments and the time of the payments required to liquidate the time balance

C Every installment sale contract shall state clearly any collateral security taken for the buyer's obligation under the contract

D Every installment sale contract shall contain a summary notice of the buyer's principal legal rights respecting prepayment of the contract and rebate of finance charge and reinstatement of the contract in the event of repossession

E Every installment sale contract shall contain specific provisions as to the buyer's liability respecting default charges repossession and sale of the motor vehicle in case of default or other breach of contract and respecting the collateral security if any

Section 15 Prohibited Provisions of Contract

A No installment sale contract shall be signed by any party thereto when such contract contains blank spaces to be filled in after such contract has been signed This provision shall not apply to serial numbers or other identifying marks which are not available for description of the motor vehicle at the time of execution of the contract

B No installment sale contract shall contain any acceleration clause under which any part or all of the time balance represented by payments not yet matured may be declared immediately payable because the seller or holder deems himself to be insecure This provision shall not affect an acceleration clause authorizing the seller or holder to declare the entire time balance due and payable in case of default in the payment of one or more installment payments or use of the motor vehicle for illegal purposes

C No installment sale contract shall contain any provision authorizing any person acting on behalf of the seller or holder to enter upon premises of the buyer unlawfully or to commit any breach of the peace in the repossession of the motor vehicle or collateral security

D No installment sale contract shall contain any provision whereby the buyer waives any right of action against the seller holder collector-repossessor or other person acting on behalf of the holder for any illegal act committed in the collection of the payments under the contract or in the repossession of the motor vehicle or collateral security

E No installment sale contract shall contain any provision whereby the buyer executes a power of attorney appointing the seller the holder a collector-repossessor or the agent of such licensee as the buyer's agent in collection of the payments under the contract or in repossession of the motor vehicle sold or collateral security This provision shall not apply to a power of attorney issued by the buyer to an attorney-at-law to be used only in the collection of the obligation by legal process

F No installment sale contract shall contain any provision relieving the holder or other assignee from liability for any legal remedies which the buyer may have had against the seller under the contract or under any separate instrument executed in connection therewith

G No installment sale contract shall require or entail the execution of any note or series of notes by the buyer which when separately negotiated will cut off as to third parties any right of action or defense which the buyer may have against the original seller

Section 16 Transfer of Installment Sale Contract

A The seller of a motor vehicle under an installment sale contract executed in the Commonwealth of Pennsylvania shall not sell transfer or assign the obligation represented by such contract to any person in Pennsylvania or elsewhere who is not licensed as a sales finance company pursuant to the provisions of this act

B A sales finance company licensed pursuant to the provisions of this act shall not sell transfer or assign the obligation represented by a motor vehicle installment sale contract executed in the Commonwealth of Pennsylvania which it has lawfully acquired to any other person in Pennsylvania or elsewhere who is not licensed as a sales finance company pursuant to the provisions of this act

C Whenever an installment sale contract is lawfully sold transferred or assigned to a person who is licensed as a sales finance company pursuant to the provisions of this act such new holder shall furnish to the buyer in such contract a written notice of such sale transfer or assignment excepting when assignment is made only to secure a bona fide commercial loan Such notice shall set forth the name and address of the new holder and shall notify the buyer of the name and address of the person authorized to receive future payments on such contract If such notice has not been given any payment or tender of payment made to and any service of notice on the last known holder by the buyer shall be binding upon any subsequent holder

D The provisions of this section shall not apply to an assignment of an aggregation of installment sale contract which is executed by a seller or sales finance company only as collateral security for a bona fide commercial loan obtained at lawful rates of interest from a person regularly engaged in the business of lending money on the security of such assigned collateral and under which in the absence of default or other bona fide breach of the loan contract ownership of the assigned contracts remains vested in the assignor and collection of payments on such assigned contracts is made by the assignor and provided such assignment and loan contracts are not for the purpose of evading or circumventing the provisions of this act

Section 17 Insurance

A buyer of a motor vehicle under an installment sale contract may be required to provide insurance on such motor vehicle at the buyer's expense for the protection of the seller or subsequent holder Such insurance shall be limited to insurance against substantial risk of damage destruction or theft of such motor vehicle provided however the foregoing shall not interfere with the liberty of contract of the buyer and seller to contract for other or additional insurance as security for or by reason of the obligation of the buyer and inclusion of the cost of such insurance premium in the principal amount advanced under the installment sale contract Such insurance shall be written for the dual protection of the buyer and of the seller or subsequent holder to the extent of his interest in the motor vehicle Such insurance shall be for an amount and period of time and upon terms and conditions which are reasonable and appropriate considering the type and condition of the motor vehicle the amount of the time balance and the schedule of payments in the installment sale contract

B The buyer of a motor vehicle under an installment sale contract shall have the privilege of purchasing such insurance from an agent or broker of his own selection and selecting an insurance company acceptable to the

seller provided however the inclusion of the cost of the insurance premium in the installment sale contract when the buyer selects the company agent or broker shall be optional with the seller

C Whenever the seller contracts to purchase at the buyer's expense such insurance on a motor vehicle sold under an installment sale contract such insurance shall be purchased through an agent and/or broker authorized to conduct business in Pennsylvania and such insurance shall be written by an insurance company qualified to do business in Pennsylvania. The status of the buyer and seller or holder as set forth in such insurance contract shall conform to the status of these parties in the installment sale contract. The cost of the premium on such insurance to the buyer shall not be in excess of the amount of the premium which others are required to pay to such insurance company for similar coverage and in no event in excess of rates established in the then current published applicable manual of a recognized standard insurance rating bureau or the rates fixed by authority of the Commonwealth of Pennsylvania

D Whenever the seller contracts to purchase at the buyer's expense such insurance on a motor vehicle sold under an installment sale contract a copy of the policy or a certificate of insurance shall be delivered to the buyer within thirty (30) days of the date of the buyer's signing of the installment sale contract

E The insurance policy which is furnished to the buyer when the insurance is placed by the seller or subsequent holder at the buyer's expense shall set forth complete information as to the effective dates amounts of premiums and coverage and shall contain all the terms of the insurance contract. When a certificate of insurance issued under a master policy is furnished to the buyer in lieu of an individual policy such certificate shall set forth all informations as to effective dates amounts of premiums and coverage and shall contain all the terms of the insurance contract embodied in the master policy to the same extent as would appear if an individual policy were issued and shall give due notice that it is not an insurance policy

F When the seller or subsequent holder has placed at the expense of the buyer insurance on a motor vehicle sold under an installment sale contract and the buyer prepays the time balance under the contract prior to the expiration date of the insurance such insurance shall remain in force unless the buyer requests cancellation thereof. The seller or holder shall not cancel the insurance under such circumstances without the buyer's consent nor shall the seller or holder coerce the buyer to cancel the insurance. Unexpired insurance premiums received by the seller or holder resulting from cancellation of insurance which was originally placed at the buyer's expense shall be paid to the buyer or credited to any matured unpaid installments under the contract

G When the seller contracts to purchase insurance at the buyer's expense and such insurance is cancelled by the insurance company prior to expiration the seller or subsequent holder shall place comparable insurance with another insurance company and furnish the buyer with a copy of the insurance policy subject to the same requirements of this act applicable to the original policy. In the event the holder is unable to obtain such insurance in another insurance company he shall immediately notify the buyer who may then obtain such insurance from an insurance company agent or broker of his own selection and the holder shall be liable for any additional costs incurred by the buyer in rewriting such insurance for the unexpired period for which the original insurance was written. The holder under these circumstances shall also be liable to the buyer for any loss suffered by the buyer through negligence on the part of the holder in promptly advising the buyer of his inability to obtain replacement insurance

Section 18 Other Costs Included in Amount Financed

A In addition to the cost of insurance premiums authorized in the preceding section of this act the seller of a

motor vehicle under an installment sale contract may require the buyer to pay certain other costs incurred in the sale of a motor vehicle under such contract as follows

1 Fees payable to the Commonwealth of Pennsylvania for filing a lien or encumbrance on the certificate of title to a motor vehicle sold under an installment sale contract or collateral security thereto

2 Fees payable to a public official for filing or recording and satisfying or releasing the installment sale contract or instruments securing the buyer's obligation

3 Fees for notarization required in connection with the filing and recording or satisfying and releasing a mortgage judgment lien or encumbrance

B The seller of a motor vehicle under an installment sale contract may also contract with the buyer to pay on behalf of the buyer such other costs incidental to the sale of a motor vehicle and contracted for voluntarily by the buyer as follows

1 Fees payable to the Commonwealth of Pennsylvania for registration of the motor vehicle and issuance or transfer of registration plates

2 Fees payable to the Commonwealth of Pennsylvania for driver's license for the buyer

3 Costs of messenger service and other costs contracted for voluntarily by the buyer

C Such other costs may be charged contracted for collected or received by the seller from the buyer independently of the installment sale contract or the seller may extend credit to the buyer for the amount of such costs and include such amount in the principal amount financed under the installment sale contract

D Such other costs paid or payable by the buyer shall not exceed the amount which the seller expends or intends to expend therefor. Any such costs which the seller has collected from the buyer or which have been included in the buyer's obligation under the installment sale contract which are not disbursed by the seller as contemplated shall be immediately refunded or credited to the buyer

Section 19 Finance Charges

A A seller licensed under the provisions of this act shall have the power and authority to charge contract for receive or collect a finance charge as defined in this act on any installment sale contract covering the retail sale of a motor vehicle in this Commonwealth which shall not exceed the rates indicated for the respective classification of motor vehicles as follows

Class I New Motor Vehicles Six percent (6%) per year

Class II Used Motor Vehicles of a model designated by the manufacturer by a year not more than two (2) years prior to the year in which the sale is made nine percent (9%) per year

Class III Older Used Motor Vehicles of a model designated by the manufacturer by a year more than two (2) years prior to the year in which the sale is made twelve percent (12%) per year

B Such finance charge shall be computed on the principal amount financed as determined under Section 14-B-6 of this act

C Such finance charge shall be computed at the annual rate indicated on contracts which are payable by installment payments extending for a period of one (1) year. On contracts providing for installment payments extending for a period which is less than or greater than one (1) year the finance charge shall be computed proportionately

D Such finance charge may be computed on the basis of a full month for any fractional month period in excess of ten (10) days

E A minimum finance charge of ten dollars (\$10.00) may be charged on any installment sale contract in which the finance charge when computed at the rates indicated results in a total charge of less than this amount

Section 20 Refinancing Installment Sale Contract

A The holder of an installment sale contract may extend the scheduled due date or defer the scheduled payment of all or part of any unpaid installment payment or pay-

ments or renew the unpaid time balance of such contract

B The holder may contract for receive and collect a refinance charge for such extension deferment or renewal Such refinance charge shall not exceed the amount ascertained under either of the following methods of computation at the respective rates indicated by

Option 1 Computing the refinance charge on the amount of the installment payment or payments or part thereof which is refinanced for the period of time for which each payment or part thereof is extended or deferred at the following rates on contracts originally in the respective classification of motor vehicles set forth in the preceding section of this act

Class I One percent (1%) per month

Class II One and one-half percent (1½%) per month

Class III Two percent (2%) per month

1b Such refinance charges may be computed on the basis of a full month for any fractional month period in excess of ten (10) days

Option 2 Computing the refinance charge on the amount obtained by adding to the unpaid time balance of the contract the insurance cost and other costs incidental to refinancing by adding unpaid default charges which may be accrued and by deducting any rebate which may be due to the buyer for prepayment incidental to refinancing at the rate of the finance charge in the original contract for the term of the renewal contract and subject to the provisions of this act governing computation of the original finance charge provided however that the provisions of this act governing minimum finance charges and minimum prepayment rebate shall not apply in calculating refinance charges on the contract renewed under this method of computation

C The holder of an installment sale contract shall not include in any contract for refinancing such contract any cash loan to the buyer nor any credit extended to the buyer incidental to the purchase of goods or services provided further that the word loan herein shall not include nor this act prohibit a rearrangement of payments under the installment sale contract by a refinance transaction involving a restoration of certain installment payments made under the contract but the refinance charge on such amount restored may be not more than six percentum per annum simple interest and provided further however that the holder of such contract may embody in such refinance contract the cost of accessories equipment and parts for the motor vehicle sold under such contract and the cost of repairs and services to such motor vehicle including finance charges thereon

Section 21 Default Charges

A A default charge may be collected on any installment payment or payments which are not paid on or before the due date of such payments Such default charge shall not exceed the rate of two percent (2%) per month on the amount of the payment or payments in arrears Such default charge may be computed on the basis of a full calendar month for any fractional month period in excess of ten (10) days Such default charges may be collected when earned during the term of the contract or may be accumulated and collected at final maturity or at the time of final payment under the contract Such default charge shall not be collected on any payment in default because of any acceleration provision in the contract

Section 22 Refund for Prepayment of Contract

A The buyer notwithstanding the provisions of any installment sale contract shall have the privilege of prepaying at any time all or any part of the unpaid time balance under an installment sale contract

B Whenever all of the time balance is liquidated prior to maturity by repayment refinancing or termination by surrender or repossession and re-sale of the motor vehicle the holder of the installment sale contract shall rebate to the buyer immediately the unearned portion of the finance charge Rebate may be made in cash or credited to the amount due on the obligation of the buyer

C The unearned finance charge to be rebated to the

buyer shall be calculated at the original contract rate of charge on the total amount of full installments to become due and for the term of all subsequent full installment periods provided however the holder shall not be required to rebate any portion of such unearned finance charge which results in a net minimum finance charge on the contract less than ten dollars (\$10.00) and provided further the holder shall not be required to rebate any unearned finance charge when the amount due computed as herein set forth is less than one dollar (\$1.00)

Section 23 Repossession

A When the buyer shall be in default in the payment of any amount due under a motor vehicle installment sale contract or when the buyer has committed any other breach of contract which is by the contract specifically made a ground for retaking the motor vehicle the seller or any holder who has lawfully acquired such contract may retake possession thereof Unless the motor vehicle can be retaken without breach of the peace it shall be retaken by legal process but nothing herein shall be construed to authorize a violation of the criminal law

B Repossession of a motor vehicle when effected by legal process shall be made only by a duly constituted public official Repossession when effected otherwise than by legal process shall be made only by the holder including an official or full time employee thereof by a collector-repossessor licensed under this act by the person who originally sold such motor vehicle to the buyer under the installment sale contract or by any licensed seller or sales finance company including an official and full time employee thereof who is not regularly engaged in the business of making such repossessions but occasionally does so as an accommodation for other sellers or finance companies

C When replevin and sale of the motor vehicle sold under an installment sale contract or of the collateral security thereto is effected by legal process such proceedings may be commenced by the holder immediately upon any default or breach of contract by the buyer In a proceeding under these conditions the buyer shall receive such notices shall have such rights shall be liable for such costs of suit and reasonable attorney's fees as provided by the laws governing such legal proceedings

D When repossession of a motor vehicle which is the subject of an installment sale contract is effected otherwise than by legal process the holder shall immediately furnish the buyer with a written "notice of repossession" delivered in person or sent by registered mail directed to the last known address of the buyer Such notice shall set forth the buyer's rights as to reinstatement of the contract if the holder extends the privilege of reinstatement and redemption of the motor vehicle shall contain an itemized statement of the total amount required to redeem the motor vehicle by reinstatement or payment of the contract in full shall give notice to the buyer of the holder's intent to re-sell the motor vehicle at the expiration of fifteen (15) days from the date of mailing such notice shall disclose the place at which the motor vehicle is stored and shall designate the name and address of the person to whom the buyer shall make payment or upon whom he may serve notice

E When repossession of a motor vehicle which is the subject of an installment sale contract is effected otherwise than by legal process the buyer shall be liable for costs incurred by the holder in retaking storing and repairing such motor vehicle only when all of the following conditions prevail

1 When default exceeds fifteen (15) days at the time of repossession and

2 When such costs represent actual necessary and reasonable expenses incurred by the holder in retaking storing and repairing the motor vehicle excluding any costs incurred in retaking which are changes for services of persons who are regular full time employees of the holder and

3 When such costs are supported by receipts or other

satisfactory evidence of payment and record of the holder show detailed information as to nature of each item of expense the amount thereof the date of payment and to whom paid

F The administrator shall have authority to reduce the amount of or prohibit entirely any item of expense of retaking storing or repairing of a motor vehicle which appears to him to be fictitious unnecessary unreasonable or exorbitant or such as would not have been incurred by a prudent person under similar circumstances

Section 24 Reinstatement of Contract after Repossession

A Whenever a motor vehicle sold under an installment sale contract has been replevined by legal process or repossessed otherwise than by legal process because of default or other breach of contract the holder may reinstate the contract and return the motor vehicle to the buyer provided the buyer pays all past due installments or agrees with holder on mutually satisfactory arrangements accrued default charges costs of suit under the contract and authorized by this act in replevin by legal process and if default at the time of repossession exceeded fifteen (15) days expenses of retaking repairing and storage authorized by this act

B When a contract is reinstated after repossession the holder may contemporaneous therewith or subsequently thereto enter into a contract with the buyer for refinancing the obligation as provided in this act

Section 25 Redemption and Termination of Contract after Repossession

A When repossession of a motor vehicle which is the subject of an installment sale contract is effected within the Commonwealth of Pennsylvania otherwise than by legal process the holder shall retain such repossessed motor vehicle within the county in which it was retaken for a period of fifteen (15) days after mailing of notice of repossession to the buyer If such repossession is made outside of the Commonwealth of Pennsylvania the motor vehicle at the option of the holder may be retained in the vicinity of retaking for such fifteen (15) day period or brought back to the county in Pennsylvania in which it was originally sold to the buyer under such contract and retained in such county for such fifteen (15) day period

B During such fifteen (15) day period the buyer may redeem the motor vehicle and terminate the contract by payment or tender of payment to the holder of the following amounts subject to the conditions hereinafter indicated

1 When default at the time of repossession was less than fifteen (15) days the amount of the unpaid time balance plus the amount of any accrued default charges authorized by this act plus any other amount lawfully due under the contract excluding costs of retaking repairing and storage less rebate of unearned finance charge

2 When default at the time of repossession exceeded fifteen (15) days the amount of the unpaid time balance plus the amount of any accrued default charges authorized by this act plus costs of retaking repairing repossessing and storing authorized by this act plus any other amount lawfully due under the contract less rebate of unearned finance charge

Section 26 Sale of Motor Vehicle after Repossession

A When the repossessed motor vehicle under an installment sale contract is not redeemed by the buyer either by termination or reinstatement of the contract within the fifteen (15) day notice of redemption period the buyer shall forfeit all claim to such motor vehicle and collateral security

Section 27 Deficiency Judgment

If the proceeds of the resale are not sufficient to defray the expenses thereof and also the expenses of retaking keeping and storing the motor vehicle to which the seller or holder may be entitled and the balance due upon the purchase price the seller or holder may recover the deficiency from the buyer or from any one who has succeeded to the obligations of the buyer Provided That where the contract price covering the installment sale of a motor vehicle sold for any use other than a commercial or busi-

ness use amounts to two thousand dollars or less (1) The buyer may have the reasonable value of the motor vehicle at the time of resale determined in any action or proceeding brought by the seller to recover the deficiency. The resale price being prima facie but not conclusive evidence of such reasonable value and the said reasonable value as determined or the resale price whichever shall be higher shall be credited to the buyer on account of his indebtedness (2) If the buyer has paid an amount equal to eighty per centum or more of the purchase price at the time of his default in the payment of any sum due under the contract and if the buyer at the request of the seller and without legal proceedings surrenders the motor vehicle to the seller in ordinary condition and free from malicious damage the seller must within a period of five days from the date of receipt of the motor vehicle at his place of business elect either (a) To retain the motor vehicle and release the buyer from further obligation under the contract or (b) To return the motor vehicle to the buyer at the seller's expense and be limited to an action to recover the balance of the indebtedness if the buyer at or subsequent to the surrender agrees that the motor vehicle may be retained by the seller in satisfaction of the indebtedness the seller shall not be required to sell the motor vehicle if he elects to retain same in every action or proceeding for a deficiency The buyer may have the reasonableness of the expense of retaking keeping and storing the motor vehicle determined nothing contained in this Section shall apply to a deficiency on a resale which was held prior to the effective date of this act

Section 28 Statement of Account to Buyer

A At any time after execution of an installment sale contract and within one year after termination of such contract the holder of such contract shall furnish the buyer upon request with a complete and detailed statement of account showing

1 All amounts paid by the buyer on account of the obligation dates of payment and the allocation of such payments to reduction of the time balance refinance charges default charges court costs attorney's fees expenses of retaking repairing storing or otherwise

2 All amounts credited to the buyer as rebates for prepayment and unexpired premiums on insurance cancelled

3 The amount of the installment payments accrued charges and expenses incurred if any which are due and payable

4 The number and amount of installment payments to become due and payable if any and the due dates thereof

B The buyer shall be furnished with one such statement of account without charge during the term of the contract or within one year after termination and the holder may require payment of a fee of fifty cents (\$.50) for any additional statements

C The holder shall furnish the buyer upon request and upon payment of a fee of fifty cents (\$.50) with a duplicate copy of the installment sale contract to replace the buyer's copy of such contract which is required to be furnished to the buyer without charge at the time of execution of the contract

Section 29 Payment Receipts

A Whenever payment is made on account of any installment sale contract the person receiving such payment shall at the time of receiving such payment furnish to the buyer or to the person making the payment on behalf of the buyer a complete written receipt therefor if requested or payments is made in cash

B Such receipt shall show the date of payment the amount of the payment the nature of the payment shall identify the obligation to which such payment is applicable and shall be signed or initialed by the person receiving the payment on behalf of the holder

C When issued for payments made at the designated licensed office of the holder or mailed to such office which payments are applied to reduction of the time balance such receipt shall if requested by the buyer also set forth the unpaid time balance remaining due after crediting such payment If such payment includes default charges

authorized by this act the amount of such default charges shall be set forth on the receipt independently of the payment applied to reduction of the time balance

D When the buyer elects to make such payments by mail the holder may require the buyer to supply a self-addressed stamped envelope as a condition for mailing such receipt to him if he has been previously notified of such condition

Section 30 Executed Contracts Release of Liens

A Upon payment in full of the time balance and other amounts lawfully due under an installment sale contract the holder shall

1 Return to the buyer all instruments evidencing indebtedness or constituting security under an installment sale contract which were signed by the buyer or his sureties or guarantors in conjunction with such contract excepting such instruments as are filed or recorded with a public official and retained in the files of such official and

2 Release all security interest in the motor vehicle or in collateral security to the obligation of the buyer under such contract and

3 Deliver to the buyer good and sufficient assignments and documents of title as may be necessary to vest the buyer with complete evidence of title

B When the final payment on an installment sale contract is made in cash money order or equivalent tender by the buyer or his authorized representatives at the designated licensed office of the holder the certificate of title showing satisfaction of this encumbrances shall be delivered at the time of such tender of payment if demanded by the buyer otherwise delivery may be made at a later date in person or by mail as may be arranged between buyer and holder all other instruments shall be delivered or mailed to the buyer within fifteen (15) days of the date or final payment

Section 31 Prohibited Charges

A A licensee under this act shall not charge contract for collect or receive from the buyer directly or indirectly any further or other amount for costs charges examination appraisal service brokerage commission expense interest discount fees fines penalties or other thing of value in connection with the retail sale of a motor vehicle under an installment sale contract in excess of the cost of insurance premiums other costs the finance charges refinance charges default charges recording and satisfaction fees court costs attorney's fees and expenses of retaking repairing and storing a repossessed motor vehicle which are authorized by the provisions of this act

B A licensee under this act shall not collect any charge whatsoever in connection with a contemplated sale of a motor vehicle under an installment sale contract if such contract is not consummated provided however that nothing contained herein shall affect the legal status of a deposit paid by a prospective buyer to a seller as a binder on the contemplated purchase of a motor vehicle

C An installment sale contract wherein the seller or any subsequent holder has changed contracted for collected or received from the buyer any prohibited costs or charges whatsoever shall be unenforceable as to such prohibited costs or charges

Section 32 Buyer's Waiver of Statutory Protection

No act agreement or statement of any buyer in any installment sale contract shall constitute a valid waiver of any provision of this act intended by the Legislature for the benefit or protection of retail installment buyers of motor vehicles.

Section 33 Application of Act to Existing Contracts

The provisions of this act shall not apply to or affect the validity of any contract otherwise within the purview of this act which is made prior to the effective date of the respective provisions of this act governing such contracts

Section 34 Effect of Expiration Surrender or Revocation of License of Existing Contracts

A The expiration surrender or revocation of a license issued pursuant to this act to a seller or sales finance company shall not impair or affect the obligation of any

motor vehicle installment sale contract entered into lawfully or lawfully acquired by such licensee prior to the effective date of such expiration surrender or revocation of license provided however the holder of such contracts shall forfeit the right to charge contract for receive or collect refinance charges authorized by this act for renewal of a contract if the license of such holder expired was surrendered or was revoked prior to the date of such renewal renewal

B A licensee whose license has expired was surrendered or was revoked may thereafter sell transfer or assign contracts entered into or acquired prior thereto to any licensed sales finance company and such sales finance company acquiring such contracts may renew such contracts in accordance with the provisions of this act

C A licensee whose license has expired was surrendered or was revoked shall not thereafter enter into new contracts for the retail sale of motor vehicles under installment sale contracts and shall not thereafter discount purchase or otherwise acquire such contracts

Section 35 Contracts Unenforceable in Pennsylvania

A No obligation of the buyer of a motor vehicle under an installment sale contract which was consummated within the Commonwealth of Pennsylvania shall be enforceable in the Commonwealth of Pennsylvania wherein the seller was not licensed as required under the provisions of this act at the time such seller entered into such installment sale contract or wherein the holder was not licensed under the provisions of this act at the time he acquired such contract The buyer under such contract shall be entitled to cancellation of the contract release of all liens against the motor vehicle sold under such contract and against any collateral security owned by the buyer or his sureties and guarantors upon payment or tender of payment to the holder of the principal amount financed as set forth in the contract less all payments on account of such obligation exclusive of down payment which had been made prior thereto

B Nothing in this section shall be construed to prevent the enforcement in the Commonwealth of Pennsylvania of an obligation arising from the sale of a motor vehicle made outside of the Commonwealth of Pennsylvania under an installment sale contract and entered into or executed by the buyer outside of the Commonwealth of Pennsylvania whether or not such buyer was a resident of this Commonwealth at the time he entered into such contract

Section 36 Exemptions

This act shall not affect or impair any business conducted lawfully under license issued pursuant to the act of April eighth one thousand nine hundred thirty-seven (P. L. 262) known as the "Consumer Discount Company Act" or supplements or amendments thereto

Section 37 Penalties

A Any person partner association business corporation banking institution nonprofit corporation common law trust joint stock company or any other group of individuals however organized or any owner partner member officer director trustee employee agent broker or representative thereof who or which shall engage in this Commonwealth in business as installment seller sales finance company or collector-repossessor as defined in this act without having obtained a license as required under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than five hundred dollars (\$500) or more than five thousand dollars (\$5000) or to suffer imprisonment of not less than six (6) months or more than three (3) years or both at the discretion of the court

B Any licensee conducting business under this act as an installment seller sales finance company or collector-repossessor or any owner partner member officer director trustee employee agent broker or representative thereof who shall violate any provision of this act or shall direct or consent to such violation shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine or not more than five hundred dollars (\$500) for the first offense and for each subsequent offense a like

fine and/or suffer imprisonment not to exceed one (1) year in the discretion of the court.

C Any licensed seller or sales finance company as holder of a motor vehicle installment sale contract who hires authorizes or permits an unlicensed collector-repossessor as defined in this act to collect payments on any such contract or to repossess any motor vehicle sold under such contract within this Commonwealth shall be guilty of a violation of this act and subject to the penalties imposed by the foregoing provisions of this section

Section 38 Repealer

All acts or parts of acts which are inconsistent herewith are hereby repealed

Section 39 Effective Dates

The provisions of this act requiring a license for sellers sales finance companies and collector-repossessors shall become effective on the first day of October one thousand nine hundred and forty-seven all other provisions of this act shall become effective sixty (60) days after final enactment of this act

On the question.

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson,	Gallagher,	McCosker,	Sax,
Andrews,	Getchey,	McCullough,	Scanlon,
Bane,	Gibson,	McDonald,	Schuster,
Barrett,	Goff,	McKinney,	Scott,
Baumunk,	Goodling,	McMillen,	Serrill,
Beech,	Gorman,	Mihm,	Shoemaker,
Bender,	Graybill,	Mikula,	Simons,
Bentzel,	Greenwood,	Miller,	Smith, C. C.,
Bloom,	Greer,	Mills,	Smith, C. M.,
Boles,	Griffiths,	Mintess,	Snider,
Bonawitz,	Guthrie,	Mohr,	Sollenberger,
Boorse,	Gyger,	Mooney,	Sorg,
Bower,	Hall,	Moore, C. E.,	Sproul,
Breisch,	Haller,	Moore, H. A.,	Stank,
Brice,	Haudenshield,	Morrison,	Stimmel,
Brown,	Helm,	Murray,	Stockham,
Brunner,	Henry,	Myers,	Stonier,
Buechlin,	Hewitt,	Najaka,	Stuart,
Cadwalader,	Hocker,	Naumann,	Swope,
Capano,	Hoffman,	Needham,	Tahl,
Cassidy,	Hoopes,	Neff,	Thomassy,
Chervenak,	Horan,	Nelson,	Thompson,
Chudoff,	Imbt,	O'Connor,	Tittle,
Clevenger,	Jennings,	O'Dare,	Tompkins,
Cochran,	Johnson,	O'Donnell,	Toomey,
Cole,	Johnston,	O'Neill,	Turner,
Cook,	Jones,	Orban,	Upshur,
Cooper,	Jump,	Patten,	Vaughan,
Cordier,	Kean,	Petrosky,	Verona,
Costa,	Kelley,	Pichney,	Wachhaus,
Crowley,	Kemp,	Pickens,	Wagner,
Dague,	Kent,	Polaski,	Waldron,
Dalrymple,	Kirley,	Powers,	Wallin,
Davison,	Kline,	Price,	Walton,
De Long,	Kohl,	Probert,	Waterhouse,
Demech,	Kratz,	Ragot,	Watkins,
Dennison,	Krise,	Readinger,	Watson,
Depuy,	Kurtz,	Reagan,	Weldner,
Dix,	Laughner,	Reese, D. P.,	Weiss,
Dye,	Layer,	Reese, R. E.,	Wescott,
Efenberg,	Lee,	Relly, J. M.,	West,
Elder,	Lelsey,	Relly, W. J.,	Wheeler,
Erb,	Livingston,	Richter,	Wolf,
Evans,	Livingstone,	Riley,	Wood,
Ewing,	Loftus,	Robbins,	Worley,
Feola,	Lovett,	Robertson,	Yeakel,
Fish,	Lyons,	Root,	Yester,
Fiss,	Madden,	Rose,	Yetzer,
Flack,	Madigan,	Rowen,	Young,
Fleming,	Mazza,	Royer,	Lichtenwalter,
Foor,	McCormack,	Sarrafi,	Speaker.
Frost,			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

SENATE ADOPTS CONFERENCE COMMITTEE REPORT ON SENATE BILL No. 689

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on Senate Bill numbered and entitled as follows:

SENATE BILL No. 689.

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing further for the assessment collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities imposing duties on certain county officers and providing penalties

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 869

The SPEAKER laid before the House the report of the Committee of Conference on Senate Bill No. 869, Printer's No. 627.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 869, entitled "An act to provide revenue for school districts of the first by imposing a mercantile license tax on persons engaging in certain occupations and businesses therein and providing for its collection; providing for the issuance of mercantile licenses upon the payment of fees therefor; conferring and imposing powers and duties on Boards of Public Education, Receiver of School Taxes and School Treasurer in such districts and providing penalties."

Respectfully submit the following bill as our report:

A. EVANS KEPHART,
JAMES A. GELTZ,
JOSEPH M. BARR,
(Committee on the Part of the Senate.)
CHARLES C. SMITH,
ROBERT D. FLEMING,
HOMER S. BROWN,

(Committee on the part of the House of Representatives.)

An Act to provide revenue for school districts of the first class by imposing a temporary mercantile license tax on person engaging in certain occupations and businesses therein providing for its levy and collection for the issuance of mercantile licenses upon the payment of fees therefor conferring and imposing powers and duties on Boards of Public Education Receivers of School Taxes

and School Treasurers in such districts saving ordinances of council of certain cities and providing compensation for certain officers and employees and imposing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions The following words and phrases when used in this act shall have the meanings ascribed to them in this section unless the context clearly indicates a different meaning

(1) "Person" shall mean any individual partnership limited partnership association or corporation

(2) "Wholesale dealer" or "Wholesale vendor" shall mean any person who sells to dealers in or vendors of goods wares and merchandise and to no other persons

(3) "Retail dealer" or "Retail vendor" shall mean any person who is a dealer in or vendor of goods wares and merchandise who is not a wholesale dealer or vendor

(4) "Dealer in or vendor of goods wares and merchandise" shall not include any mechanic who keeps a store or warehouse at his place of manufactory or workshop in which he sells only his own manufacturers any person vending or disposing of articles of his own growth produce or manufacture or any hawker or peddler licensed under any law of this Commonwealth

(5) The terms "Person" "Wholesale dealer" "Wholesale vendor" "Retail dealer" "Retail vendor" and "Dealer in or vendor of goods wares and merchandise" shall not include non-profit corporations or associations organized for religious charitable or educational purposes

(6) "Broker" shall mean any stock broker bill broker note broker exchange broker merchandise broker factor commission merchant real estate broker or agent and pawnbroker

(7) "Place of amusement" shall mean any place indoors or out doors where the general public or a limited or selected number thereof may upon payment of an established price attend or engage in any amusement entertainment exhibition contest recreation including among other places theaters opera houses motion picture houses amusement parks stadia arenas baseball or football parks or fields skating rinks circus or carnival tents or grounds fair grounds bowling alleys billiard or pool rooms Shuffle board rooms nine or ten pin alleys riding academies golf courses bathing and swimming places dance halls tennis courts archery rifle or shotgun ranges and other like places The term does not include any exhibition amusement performance or contest conducted by a non profit corporation or association organized for religious charitable or educational purposes

(8) "License year" shall mean the twelve month period corresponding to the fiscal year of the school district levying the tax

(9) "Gross Volume of Business" shall include both cash and credit transactions

(10) "Collector" shall mean the receiver of school taxes or in a school district of the first class in which there is no such receiver of school taxes the school treasurer

Section 2 Authority to Levy and Collect Tax Use of Tax For the year one thousand nine hundred forty-eight and annually thereafter every school district of the first class shall issue mercantile licenses and levy and collect and annual mercantile license tax in the manner and at the rates hereinafter set forth Such tax shall be in addition to any other tax every such school district is empowered to levy and collect under any existing law The license fees taxes and penalties collected under the provisions of this act shall be used by every such school district for general public school purposes

Section 3 License Fees Beginning in the year one thousand nine hundred forty-eight and annually thereafter every person desiring to continue to engage in or hereafter to begin to engage in the business of wholesale or retail vendor or dealer in goods wares and merchandise broker conducting a restaurant or other place where food drinks or refreshments are sold or place of amusement in a school district of the first class shall on or before the first day of January of each license year or prior to

commencing business in any such license year procure a mercantile license for his place of business or if more than one for each of his places of business in the school district from the Receiver of School Taxes or School Treasurer who shall issue the same upon the payment of a fee of two dollars (\$2) for a wholesale license or a retail license and four dollars (\$4) for a wholesale and retail license for his place of business or if more than one for each of his places of business in the school district for each license year Such license shall be conspicuously posted at the place of business or each of the places of business of every such person at all times

Section 4 Imposition and Rate of Tax Every person engaging in any of the following occupations or businesses in any school district of the first class shall pay an annual mercantile license tax at the rate set forth

(1) Wholesale vendors or dealers in goods wares and merchandise and brokers at the rate of one-half ($\frac{1}{2}$) mill on each dollar of the volume of the annual gross business transacted by him

(2) Retail vendors or dealers in goods wares and merchandise all persons engaged in conducting restaurants or other places where food drink or refreshments are sold and all person conducting places of amusement at the rate of (1) mill on each dollar of the volume of the annual gross business transacted by him

(3) Wholesale and retail vendors or dealers in goods wares and merchandise at the rate of one-half ($\frac{1}{2}$) mill on each dollar of the volume of the annual gross wholesale business transacted by him and one (1) mill on each dollar of the volume of the annual gross retail business transacted by him

Section 5 Computation of Volume of Business

(a) Every person subject to the payment of the tax hereby imposed who has commenced his business at least one (1) full year prior to the beginning of any license year shall compute his annual gross volume of business upon the actual gross amount of business transacted by him during the preceding calendar year

(b) Every person subject to the payment of the tax hereby imposed who has commenced his business less than one (1) full year prior to the license year one thousand nine hundred forty-eight for the license year one thousand nine hundred forty-eight or who has commenced his business subsequent to the beginning of any license year for such license year and the succeeding license year and the succeeding license year shall compute his annual gross volume of business upon the actual gross amount of business transacted by him during the first month of his engaging in such business multiplied by the number of months of the current license year remaining or multiplied by twelve (12) for the first full license year he engages in business as the case may be

(c) Every person subject to the payment of the tax hereby imposed who engages in a business temporary seasonal or itinerant by its nature shall compute his annual gross volume of business upon the actual gross amount of business transacted by him during such license year

Section 6 Returns

(a) Every return shall be made upon a form furnished by the collector Every person making a return shall certify the correctness thereof by affidavit

(b) Every person subject to the tax imposed by this act who has commenced his business at least one (1) full year prior to the beginning of any license year shall on or before the fifteenth day of March one thousand nine hundred forty-eight and annually thereafter file with the collector a return setting forth his name his business and business address and such other information as may be necessary in arriving at the actual gross amount of business transacted by him during the preceding calendar year and the amount of the tax due

(c) Every person subject to the tax imposed by this act who has commenced his business less than one (1) full year prior to the beginning of the license year one thousand nine hundred forty-eight shall on or before the

fifteenth day of March one thousand nine hundred forty-eight file with the collector a return setting forth his name his business business address and such other information as may be necessary in arriving at the actual gross amount of business transacted by him during his first month of business and the amount of the tax due

(d) Every person subject to the tax imposed by this act who commences business subsequent to the beginning of any license year shall within forty (40) days from the date of commencing such business and on or before the fifteenth day of March of the succeeding license year file a return with the collector setting forth his name his business and business address and such information as may be necessary in arriving at the actual gross amount of business transacted by him during his first month of business and the amount of the tax due

(e) Every person subject to the payment of the tax imposed by this act who engages in a business temporary seasonal or itinerant by its nature shall within seven (7) days from the day he completes such business file a return with the collector setting forth his name his business and business address and such information as may be necessary in arriving at the actual gross amount of business transacted by him during such period and the amount of the tax due

Section 7 Payment at the time of filing the return the person making the same shall pay the amount of tax shown as due thereon to the collector

Section 8 Powers and Duties of Collector

(a) It shall be the duty of the collector to collect and receive the taxes fines and penalties imposed by this act for payment over to the school treasurer where such school treasurer is not the collector as in the case of other school taxes collected it shall also be his duty to keep a record showing the amount received by him from each person paying the tax and the date of such receipt

(b) The collector is hereby charged with administration and enforcement of the provisions of this act and is hereby empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this act including provision for the re-examination and correction of returns and payments alleged or found to be incorrect or as to which an overpayment is claimed or found to have occurred any person aggrieved by any decision of the collector shall have the right of appeal to the court of common pleas as in other cases provided

(c) The collector is hereby authorized to examine the books papers and records of any taxpayer or supposed taxpayer in order to verify the accuracy of any return made or if no return was made to ascertain the tax imposed Every such taxpayer or supposed taxpayer is hereby directed and required to give to the collector the means facilities and opportunity for such examinations and investigations as are hereby authorized The collector is hereby authorized to examine any person connected with any business concerning any gross volume of business or gross receipts which was or should have been returned for taxation and to this end may compel the production of books papers and records and the attendance of all persons before him whether as parties or witnesses whom he believes to have knowledge of such gross volume of business or gross receipts

(d) The powers conferred by this act upon the collector relating to the administration and enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon him.

Section 9 Suit on Collection Penalty

(a) It shall be the duty of the Board of Public Education or the Collector if designated by the Board to sue for the recovery of all taxes due not paid when due Such suits shall be begun within sixty (60) days after such taxes become due

(b) If for any reason the tax is not paid when due in each year interest at the rate of six per centum (6%) per annum on the amount of said tax and additional penalty of one per centum (1%) of the amount of the

unpaid tax for each month or fraction thereof during which the tax remains unpaid shall be added and collected Where suit is brought for the recovery of any such tax the person shall be liable for and in addition to the tax assessed against such person the costs of such collection and the interest and penalties herein imposed shall be collected

Section 10 Penalties

(a) Whoever wilfully makes any false or untrue statement on his return shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than two thousand dollars (\$2000) or to undergo imprisonment for not more than one (1) year or both

(b) Whoever wilfully fails or refuses to appear before the collector in person with his books records or accounts for examination when required under the provisions of this act to do so or who wilfully refuses to permit inspection of the books records or accounts of any business in his custody or control when the right to make such inspection by the collector is requested shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(c) Whoever wilfully fails or refuses to file a return required by this act and containing the information required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(d) Whoever being required under the provisions of this act to procure a mercantile license and who wilfully fails or refuses to do so shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(e) Whoever being required under the provisions of this act to keep his license conspicuously posted at his place of business for which issued and fails to do so shall upon summary conviction thereof pay a fine of not more than one hundred dollars (\$100) and costs of prosecution or in default of payment thereof shall undergo imprisonment for not more than thirty (30) days

Section 11 Compensation Employees

(a) The collector and such of his assistants and employees as he shall designate shall be paid by the school district such compensation of their services in the administration and enforcement of this act as the Board of Public Education shall fix which said compensation shall be in addition to such other salary or compensation each shall or hereafter may be entitled to receive for the performance of any other duties performed or to be performed by him

(b) The collector shall appoint such assistants and employees including legal counsel as the collector shall require to aid him in the administration and enforcement of this act at such salaries or compensation as the Board of Public Education shall fix which shall be paid by the school district

Section 12 Saving Clauses

(a) The validity of any ordinance or part of any ordinance providing for or relating to the imposition levy or collection of any tax passed by the Council of a city co-extensive with a school district of the first class in effect on the effective date of this act and any amendments or supplements thereto which may be hereafter passed by such Council shall not be affected or impaired by anything contained in this act

(b) Nothing contained in this act shall be construed to empower any school district of the first class to levy and collect the taxes hereby imposed on any person or on any business or any portion of any business not within the taxing power of of this Commonwealth under the Constitution of the United States

(c) If the tax or any portion of the tax imposed upon

and person or if any exception from the imposition of the tax or any portion of the tax imposed upon any person under the provisions of this act shall be held by any court of competent jurisdiction to be in violation of the Constitution of the United States or of the Commonwealth of Pennsylvania the decision of the court shall not affect or impair the right to impose the taxes or the validity of taxes so imposed upon other persons as herein provided or to impose the taxes so excepted from imposition it is the intent of the General Assembly that the taxes imposed or excepted so held to be unconstitutional were not to be imposed or excepted so held to unconstitutional were not to be imposed or excepted but that the remainder of said taxes imposed hereunder were to be imposed and collected and the taxes so excepted were to be imposed

Section 13 Repeal All acts or parts of act inconsistent herewith are hereby repealed

Section 14 Effective Date The provisions of this act shall become effective immediately upon final enactment and shall remain in effect until and including the thirty-first day of December one thousand nine hundred forty-nine

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204.

Aaronson.	Gallagher.	McCosker.	Sax,
Andrews.	Getchey.	M'Cullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker.
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith, C. C.
Bloom.	Greer.	Mills.	Smith, C. M.
Boles.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Brelsch.	Hall.	Moore, C. E.	Sproul.
Bower.	Haller.	Moore, H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Buchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Nedham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins.
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dairymple.	Kirley.	Powers.	Wallin.
Davison.	Kilne.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison.	Krlse.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weldner.
Dix.	Laughner.	Reese, D. P.	Weiss.
Dye.	Layer.	Reese, R. E.	Wescott.
Efenberg.	Lee.	Reilly, J. M.	West.
Elder.	Lelsey.	Reilly, W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewing.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Flsh.	Lyons.	Root.	Yester.
Flss.	Madden.	Rose.	Yetzer.
Flack.	Madigan.	Rowen.	Young.

Fleming.
Foor,
Frost

Mazza,
McCormack.

Royer,
Sarraf.

Lichtenwalter.
Speaker.

NAYS—0.

NOT VOTING—1.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 852

Mr. CHARLES C. SMITH. Mr. Speaker, I desire to call up the report of the Committee of Conference on Senate Bill No. 852, Printer's No. 624.

The report was read by the Clerk as follows:

To the members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 852, entitled: "An act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property; providing for its levy and collection; conferring and imposing powers and duties on the county assessing authority, Board of Revision of Taxes, Receiver of School Taxes, Board of Public Education in such districts; conferring and imposing powers and duties on and providing for compensation to certain county treasurers and providing penalties,"

Respectfully submit the following bill as our report:

A. EVANS KEPHART,
JAMES A. GELTZ,
JOSEPH M. BARR,
(Committee on the Part of the Senate.)

CHARLES C. SMITH,
ROBERT D. FLEMING,
HOMER S. BROWN,

(Committee on the Part of the House of Representatives.)

An Act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the County Assessing Authority Board of Revision of Taxes Receiver of School Taxes County Treasurer Board of Public Education in such districts and courts Providing for compensation to certain officers and employees and imposing penalties

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Definitions The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except where the context indicates a different meaning

"Resident" A person copartnership or unincorporated association or company resident located or liable to taxation within a school district of the first class levying a tax under the provisions of this act or a joint stock company or association limited partnership bank or corporation formed created or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other state or government and liable to taxation within a school district of the first class levying a tax under this act

"Board" The board of revision of taxes or other county assessing authorities of any county coextensive with a school district of the first class or in which a school district of the first class is located

Section 2 Tax on Mortgages Judgments etc Imposition and Rate of Tax Exceptions All personal property of the classes hereinafter enumerated owned held or possessed by any resident whether such personal property be owned held or possessed by such resident in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity or by any resident as trustee agent or attorney-in-fact jointly with one or more trustees agents or attorney-in-fact domiciled in another state or within this Commonwealth but outside the school district levying the tax where such personal property is held and managed in such school district of the first class except as executor or administrator of the estate of a non-resident decedent and except as trustee for a resident or non-resident religious charitable or educational organization no part of the net earnings of which inures to the benefit of any stockholder or individuals for the use benefit or advantage of any other person copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation and the equitable interest in any such personal property of the classes hereinafter enumerated owned held or possessed by any resident where the legal title to such personal property is vested in a trustee agent or attorney-in-fact domiciled in another state or within this Commonwealth but outside the school district levying the tax or where the legal title to such personal property is vested in more than one trustee agent or attorney-in-fact one or more of whom are domiciled in another state or within this Commonwealth but outside the school district levying the tax and one or more of whom are domiciled within such school district such personal property is held and managed in another state or within this Commonwealth but outside the school district levying the tax and where such resident is entitled to receive all or part of the income therefrom is hereby made taxable annually for the year one thousand nine hundred forty-eight and annually thereafter for public school purposes in school districts of the first class and shall be levied upon annually by the board of public education in every such school district at the rate of not less than one (1) nor more than four (4) mills on each dollar of the value thereof and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owing by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest all public loans whatsoever except those issued by this Commonwealth or the United States and except the public loans and obligations of any county city borough town township school district and incorporated district of this Commonwealth and except the bonds and obligations of bodies corporate and politic of this Commonwealth known as municipal authorities all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the terms thereof and all scrip bonds certificates and evidences of indebtedness issued and all scrip bonds certificates and evidences of indebtedness assumed or on which interest shall be paid by any and every private corporation incorporated or created under the laws of this Commonwealth or the laws of any other state or of the United States and doing business in any school district of the first class levying the tax except first class or nonprofit corporations all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government except shares of stock in any bank bank and trust company national banking association savings institution corporation or limited partnership liable to a tax on its shares or a gross premiums tax or liable to or relieved from the capital stock or franchise tax for State purposes under the laws of this Common-

wealth and all moneys loaned or invested in other states territories the District of Columbia or foreign countries all other moneyed capital owning to individual citizens of the school district levying the tax Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loans shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debt balances owing by customers of bankers or brokers in the usual courses of business nor to interest bearing accounts in any bank or banking institution savings institution employees' thrift or savings association whether operated by employees or the employer or trust company nor to personal property held in the commercial department and owned in its own right by a banking institution savings institution or trust company in liquidation by a receiver or other fiduciary nor to personal property formerly held by a banking institution in its own right but assigned by it to one or more trustees for liquidation and payment to the creditors and stockholders of such banking institutions nor shall this act apply to the proceeds of any life insurance policy held in whole or part by the insurer nor the principal value of annuities nor to any personal property held in any trust forming part of a stock bonus pension or profit sharing plan of an employer for the exclusive benefit of his employees or their beneficiaries which trust under the latest ruling of the Commissioners of Internal Revenue is exempted from Federal income tax And provided further That the provisions of this act shall not apply to building and loan associations or to shares of stock issued by building and loan associations or to savings institutions having no capital stock and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the tax herein provided for or any part thereof or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the tax on any of such securities bonds or other evidences of indebtedness as may be held owned by or owing to the said savings institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life casualty or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to tax on their shares or the aforesaid capital stock or franchise tax for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner except as executor or administrator of the estate of a non-resident decedent and except as trustee for a resident or nonresident religious charitable or educational organization no part of the net earnings of which inures to the benefit of any private stockholder or individual shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That the provisions of this section shall not apply to personal property of the classes hereinabove enumerated received or acquired with proceeds of money or property received from any person or persons copartnership or unincorporated association or company nonresident in or not located within such district or from any jointstock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than

this Commonwealth by any person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within such school district or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any state or government other than this Commonwealth nor shall the provisions of this section apply to personal property held for the use benefit or advantage of any resident who shall have in each of the ten preceding calendar years given or contributed all of his net income to any corporation organized or operated exclusively for religious charitable scientific literary or educational purposes

The value of the equitable interest in any personal property made subject to tax by this section shall be measured by ascertaining the value of the personal property in which such resident has the sole equitable interest or in case of divided equitable interests in the same personal property then by ascertaining such part of the value of the whole of such personal property as represents the equitable interest of such resident therein

Section 3 Returns of Tax (a) For the purpose of ascertaining the amount of tax payable under this act it shall be the duty of every resident liable to pay such tax on or before the fifteenth day of February of each year to transmit to the board upon a form prescribed prepared and furnished by the board a return certified by him as full true and correct to the best of his knowledge and belief and setting forth

(1) The aggregate actual value of each part of the different classes of property made taxable by this act held owned or possessed by such resident as of the listing date fixed annually in the manner provided herein either in his own right or as trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person copartnership unincorporated association company limited partnership joint-stock association or corporation

(2) Such other relevant information as may be required by the board concerning each of the different classes of property enumerated in section two of this act owned held or in any manner possessed by such resident

The failure of any taxable resident to receive or procure a return form shall not excuse him from making a return

(b) The return so made shall be certified to by the person making the same if an individual and in the case of copartnerships unincorporated associations and joint-stock associations and companies by some member thereof and in the case of limited partnerships and corporations by the president chairman or treasurer thereof

(c) Whenever any personal property taxable under the provisions of this act was owned by a decedent at the time of his death and is held by his executor or administrator return of such personal property shall be made and the tax paid if such decedent was domiciled at the time of his death in a school district of the first class notwithstanding the residence or location of such executor or administrator or of any beneficiary or the place where such securities are kept

(d) Whenever any personal property taxable under the provisions of this act is held owned or possessed as trustee agent attorney-in-fact or in any other manner as hereinabove set forth by two or more persons copartnerships unincorporated associations companies limited partnerships joint-stock associations or corporations all of which are residents of the Commonwealth but not all of which are domiciled in the same school district levying this tax return of such personal property shall be made in a school district of the first class where any of the same are domiciled and there shall be paid in each such school

district that portion of the tax imposed upon such personal property so held owned or possessed as the number of such trustees agents or attorneys-in-fact domiciled therein bears to the total number thereof notwithstanding the residence of any beneficiary or the place where such personal property is kept

Section 4 Listing Date The board shall on or before the fifteenth day of January one thousand nine hundred forty-eight and annually thereafter fix a day as of which the property made taxable by this act shall be listed and returned The day so fixed shall be between the first and the fifteenth days of the month of January both inclusive and the day so fixed shall be printed or stamped on the forms for making returns of all such property If through inadvertence mistake or otherwise the board fails to designate or fix such date or if such date does not appear on the form for making return of such property the date as of which such property shall be listed and returned shall be the immediately preceding first day of January

Section 5 Payment of the Tax The tax imposed by this act shall be due and payable at the same time and subject to the same conditions as to discounts penalties and interest as in the case of personal property taxes due and payable to the county or city coextensive with the county in which the school district of the first class levying the tax is located

Section 6 Collection and Use of Tax Compensation of Collector All taxes penalties and fines imposed under the provisions of this act shall be paid to and collected by the Receiver of School Taxes or in school districts in which there is no Receiver of School Taxes by the County Treasurer of the county in which such school district is located and such County Treasurer shall pay the same to the School Treasurer of such school district There shall be paid to the county for the services rendered by such county treasurer in collecting the tax an amount to be mutually agreed upon between the county treasurer and the Board of Public Education Such monies shall be collected by such collecting officials in the same manner as the personal property taxes for county purposes or in cities coextensive with counties for city and county purposes are collected

Section 7 Assessment by the Board Notice (a) If any taxable resident shall fail to file a return or fail to include in any return all of his property made taxable by this act or shall file a return which is false incomplete incorrect or inaccurate the board shall make an assessment of tax against such resident of the amount of the tax for which such resident is liable or for which he is believed by the board to be liable to which estimated return the board shall add twelve per cent (12%) and the aggregate amount so obtained shall be the basis for taxation

(b) The board shall notify by mail such resident of the estimated assessment If such resident is dissatisfied with the assessment so made he may on or before the day fixed for appeals from assessments present reasons supported by oaths or affirmation for his failure to file a return to include all of his taxable property therein or for having made a return which was incomplete incorrect or inaccurate and the board may if satisfied with the excuse so presented permit the taxpayer to file his own return and substitute said return for the estimated return made by the board In all cases where a false return has been filed by the taxpayer the board may not relieve the taxpayer from the payment of the twelve per cent (12%) penalty but the estimated return shall be final except in those cases in which a true and correct return shall reveal a higher assessed value than that contained in the estimated return in which case the tax and penalty shall be based upon the true valuation

Section 8 Assessments Made at Any Time Within Five Years An assessment as herein provided may be made by the board at any time within five (5) years after any property owned held or possessed or alleged to have been so owned held or possessed by any resident should have been returned by him for taxation notwithstanding he

shall have paid a tax assessed on the basis of returns previously made or filed and notwithstanding the board shall have previous assessments against such resident In any such case no credit shall be given for any penalty formerly assessed and paid

Section 9 Petition for Reassessment Appeal (a) Any resident against whom an assessment is made may petition the board for a reassessment Notice of an intention to file such a petition or to appear and be heard shall be given to the board within thirty (30) days after notice of such assessment is given or sent by the board to the taxpayer as provided in this act The board shall hold such hearings as may be necessary to hear and determine petitions for reassessment at such places and at such times as may be determined by rules and regulations of the board and each petitioner who has duly notified the board of an intention to file a petition for reassessment or to appear and be heard shall be notified by the board of the time when and the place where such hearings shall be held All such petitions shall set forth specifically and in detail the grounds upon which it is claimed the assessment is erroneous or unlawful and shall be accompanied by an affidavit under oath or affirmation certifying to the correctness of the facts stated therein If no petition for reassessment is filed with the board the petitioner may in lieu thereof appear at the hearing and present his petition orally in which event all testimony or statements of facts shall be made under oath or affirmation

(b) If such petitioner is dissatisfied with the action of the board on his petition for reassessment he shall have the right to appeal to the court of common pleas of the county where he resides at any time within sixty (60) days after notice of such action is given to him by the board If any resident shall fail to give due notice of an intention to petition for reassessment and to file a petition for reassessment or to appear and be heard after due notice of his intention to do so or to appeal to the court of common pleas within the time and in the manner herein set forth the right to do so shall be forever barred and any such resident so failing shall not thereafter be permitted in a suit for the recovery of such tax to set up any ground of defense which might have been determined either by the board or the court of common pleas In all cases of petitions for reassessment and appeals the burden of proof shall be on the petitioner or appellant as the case may be and every appeal to the court of common pleas under this section shall specify all the objections to the assessment and any objection not specified in the appeal shall not be considered by the court

Section 10 Information at Source Reports The executor of every will and the administrator of every estate at the time of filing with the register of wills or clerk of the orphans' court the inventory and appraisal of such estate shall file with such register of wills or clerk of the orphans' court a statement in duplicate under oath or affirmation setting forth the items included in such inventory and appraisal which may be liable to the tax imposed by this act The register or clerk with whom the same is filed shall forthwith send one copy thereof to the board It shall be the duty of the board to proceed at once to the tax due from such decedent with interest as provided in this act Such assessment shall include all property owned held or possessed by the decedent which should have been returned by him for taxation for any former year or years not exceeding five (5) years in any case where a false incomplete incorrect or inaccurate return has been previously filed the board shall make an additional assessment for the five (5) year immediately preceding the year of assessment in the same manner as otherwise provided in this act The school district levying the tax may proceed to collect the said tax by presenting a claim therefor to the orphans' court of the proper county or may proceed by action or suit at law in any court of competent jurisdiction or take any and all other appropriate steps or procedure for the collection of such taxes

Section 11 Examination of Books and Witnesses Rules

and Regulations (a) The board or any employee authorized in writing by it is hereby authorized to examine the books papers and records of any resident in order to verify the accuracy of any return made or if no return was made to ascertain and assess the tax imposed by this act Every such resident is hereby directed and required to give to the board or its duly authorized employees the means facilities and opportunity for such examinations and investigations as are hereby provided and authorized The board is hereby authorized to examine any person under oath concerning any property which was or should have been returned for taxation and to this end may compel the production of books papers and records and the attendance of all persons whether as parties or witnesses whom it believes have knowledge of such property In the event of the refusal of any taxpayer to permit the examination of his books and records or upon his refusal to appear before the board or to testify or in the event of his refusal to produce books papers and records which the board has directed to be produced the board may have recourse to the court of common pleas of said county which court shall upon cause shown direct the attendance of witnesses and the production of such books papers and records

(b) The board is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of the taxes penalties and interest imposed by this act

(c) The powers conferred by this act upon the board relating to the administration and enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the said board by law

Section 12 Compensation Employees (a) The members of the board and the Receiver of School taxes and such of the assistants and employees thereof as the board and the Receiver of School Taxes shall respectively designate shall be paid by the school district for their services in the administration and enforcement of this act such compensation as the Board of Public Education shall fix which said compensation shall be in addition to any other salary or compensation each now or hereafter may be entitled to receive for any other duties performed or to be performed by him

(b) Upon the respective recommendations of the board and the Receiver of School Taxes the Board of Public Education shall appoint and fix the salaries which shall be paid by the school district of such other assistants and employees as the board and Receiver of School Taxes may respectively require to assist the board and the Receiver of School Taxes in the administration and enforcement of this act

Section 13 Certified Statement to Board of Public Education and Collecting Officer For the Purpose of enabling the Board of Public Education to levy the taxes imposed by this act for one thousand nine hundred forty-eight and for every year thereafter it shall be the duty of the board to furnish annually at the same time as it furnishes the valuation of real property to the boards of public education in school districts of the first class and to the Receiver of School Taxes or in school districts in which there is no Receiver of School Taxes to the County Treasurer of the county in which such school district is located an estimate of the total valuation of all personal property taxable for school purposes

Section 14 Interest Tax Liens and Claims (a) The tax imposed by this act shall bear interest at the rate of six percent per annum until paid (b) The school district levying the tax may at any time transmit to the prothonotary of the county in which the school district levying the tax is located a certified record of taxes imposed under this act and the penalties and interest thereon the record so transmitted shall contain the name of the taxpayer his address if known amount of tax penalty and interest due and the year during which said tax was payable and it shall be the duty of the prothonotary to enter and docket the same of record in the prothonotary's office in a docket

which shall be designated "Personal Property Tax Lien Docket" and such tax lien shall be indexed as judgments are now indexed and shall be combined with liens arising from county or in cities coextensive with counties city and county personal property taxes in no event shall the prothonotary be entitled to duplicate fees all taxes imposed under this act together with penalties and interest thereon shall be a lien on the real estate of the taxpayer within the county until paid after the same shall have been entered and docketed of record by the prothonotary all such liens shall have priority to and be fully paid and satisfied out of the proceeds of any judicial sale of said real estate before any other obligation judgment claim lien or estate with which the said real estate may become charged or for which it may become liable save and except only the costs of the sale and of the writ upon which it is made and the real estate taxes imposed or assessed upon said property the lien of said tax shall continue for a period of five years from the date of entry and may be revived and continued in the manner now or hereafter provided for revival of judgments and it shall be lawful for a writ of scire facias to issue and be prosecuted to judgment in the manner in which such writs are now ordinarily employed

(c) Claims for taxes due under this act may be collected by action in assumpsit brought by the school district levying the tax against the taxpayer or may be presented at the audit of any estate in the orphans' court

Section 15 Penalties (a) It shall be unlawful for any any person or persons copartnership unincorporated association limited partnership joint-stock association or corporation whatsoever in loaning money at interest to any person or persons whether such loans be secured by bond and mortgage or otherwise to require the person or persons borrowing the same to pay the tax thereon by this act and in all cases where such tax shall have been paid by the borrower or borrowers the same shall be deemed and considered usury and subject to the laws governing the same

(b) Any person who shall wilfully and corruptly make a false and fraudulent return as aforesaid shall be guilty of a misdemeanor and upon his or her conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars (\$500) or undergo an imprisonment not exceeding two (2) years or both

(c) Any person who wilfully fails or refuses to file any return containing the information required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars (\$500) or to undergo imprisonment for not more than six (6) months or both

(d) As used in this section the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

Section 16 Saving Clauses (a) Nothing contained in this act shall be construed to empower any school district of the first class to impose levy and collect the taxes hereby levied upon any personal property of any of the classes hereinbefore enumerated not within the power of the General Assembly under the Constitution of the United States

(b) If the tax or any portion of the tax imposed upon any of the personal property of any of the classes hereinbefore enumerated under the provisions of this act or if any exception of any personal property of any of the classes as hereinbefore enumerated from the imposition of the tax under the provisions of this act shall be held by any court of competent jurisdiction to be in violation of the Constitution of the United States or of the Commonwealth of Pennsylvania the decision shall not affect or impair the right to impose the taxes or the validity of the taxes so imposed upon the personal property of the other classes as hereinbefore enumerated or to impose the taxes on the personal property so excepted It is the intent of the General Assembly that the taxes imposed or excepted so held to be unconstitutional were not to be imposed or excepted as the case may be but that the taxes imposed upon all other personal property made taxable under this

act were to be imposed and that taxes on the personal property excepted were to be imposed thereon

(c) It is the intent of the General Assembly that the power vested in it to levy taxes shall not be delegated by any of the provisions of this act to any school district of the first class in violation of the provisions of the Constitution of Pennsylvania If a court of competent jurisdiction shall hold that such power has nevertheless been so unconstitutionally delegated the rate of the tax herein imposed shall be four (4) mills on each dollar of the value of the personal property made taxable which rate the General Assembly under such circumstances intends to be imposed

Section 17 Repeal All acts and parts of acts inconsistent herewith are hereby repealed

Section 18 The provisions of this act shall become effective immediately upon final enactment and shall continue in effect until and including the thirty-first day of December one thousand nine hundred forty-nine

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson	Frost	McCosker,	Sax,
Andrews	Gallagher	McCullough.	Scanlon.
Bane.	Getchey.	McDonald,	Schuster
Barrett	Gibson	McKinney	Scott,
Baumunk	Goff,	McMillen	Serrill
Beech,	Goodling	Mihm	Shoemaker
Bender,	Gorman,	Mikula.	Simons.
Bentzel	Graybill,	Miller,	Smith, O. C.
Bloom,	Mills.	Mills.	Smith, O. M.
Boes	Greer,	Mint	Snyder
Bonawitz	Griffiths,	Mohr,	Sollenberger
Boorse	Guthrie	Mooney	Sorg
Bower.	Gyger	Moore C. E.	Sproui
Brelsich	Hall	Moore. H. A.	Stank
Brice,	Haller,	Morrison.	Stimmel,
Brown	Haudenschild	Murray.	Stockham
Brunner.	Helm.	Myers,	Stonier
Bucchin,	Henry.	Najaka,	Stuart
Cadwalader	Hewitt.	Naumann,	Swope.
Capano	Hocker.	Needham.	Tahi.
Cassidy	Hoffman	Neff.	Thomassy.
Chervenak	Hoopas	Nelson.	Thompson
Chudoff.	Horan.	O'Connor.	Tittle.
Clevenger	Imbt,	O'Dare.	Tompkins
Cochran.	Jennings	O'Donnell	Toomey
Cole,	Johnson,	O'Neill	Turner
Cook	Johnston.	Orban.	Upshur
Cooper.	Jones	Patten,	Vaughan.
Cordier.	Jump.	Petrosky	Verona
Costa.	Kean,	Pichney.	Wachhaus
Crowley.	Kelley.	Pickens.	Wagner
Dague.	Kemp.	Polaski	Waldron
Dairymple	Kent.	Powers.	Wallin
Davidson.	Kirley	Price.	Walton.
De Long.	Kline	Probert	Waterhouse
Demech,	Kohl.	Ragot.	Watkins
Dennison	Kratz.	Readinger	Watson
Depuy	Krise	Reagan	Weidner.
Dix	Kurtz.	Reese D. P.	Weiss
Dye.	Laughner	Reese R. E.	Wescott
Effenberg.	Layer.	Reilly. J. M.	West.
Elder	Lee	Reilly. W. J.	Wheeler.
Erb	Leisey	Richter.	Wolf.
Evans.	Livingston.	Riley	Wood.
Ewing.	Livingstone.	Robbins.	Worley
Feola.	Loftus.	Robertson	Yeakel
Fish.	Lyons	Root	Yester
Fiss	Madden	Rose.	Yetzer.
Flack	Madigan	Rowen	Young.
Fleming.	Mazza.	Royer	Lichtenwalter.
Foor	McCormack	Sarraf.	Speaker

NAYS—1

NOT VOTING—1

Lovett.

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 800

The SPEAKER laid before the House the report of the Committee of Conference on House Bill No. 800, Printer's No. 975.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 800, entitled: "An act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of quarter sessions and to the supreme court and superior court."

Respectfully submit the following bill as our report:

LLOYD H. WOOD,
LOUIS H. FARRELL,

(Committee on the Part of the Senate.)

HERBERT P. SORG,
HENRY J. PROPERT,

(Committee on the Part of the House of Representatives.)

An Act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of Quarter Sessions and to the Supreme Court and Superior Court

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The duly constituted authorities of cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class shall have the authority by ordinance or resolution for general revenue purposes to levy assess and collect or provide for the levying assessment and collection of such taxes on persons transactions occupations privileges subjects and personal property within the limits of such political subdivision as it shall determine except that such local authorities shall not have authority by virtue of this act to levy assess and collect or provide for the levying assessment and collection of any tax on a privilege transaction subject occupation or personal property which is now or does hereafter become subject to a state tax or license fee nor have authority to levy assess or collect a tax on the gross

receipts from utility service or any person or company whose rates and services are fixed and regulated by the Pennsylvania Public Utility Commission nor have authority except on sales of admission to places of amusement or on sales or other transfers of title or possession of property to levy assess or collect a tax on the privilege of employing such tangible property as is now or does hereafter become subject to a state tax If subsequent to the passage of any ordinance or resolution under the authority of this act the General Assembly shall impose a tax or license fee on any privilege transaction subject or occupation or on personal property or on sales of admission to places of amusement or on sales or other transfers of title or possession of property taxed by any such political subdivision hereunder the act of assembly imposing the state tax thereon shall automatically vacate the ordinance or resolution passed under the authority of this act as to all taxes accruing subsequent to the end of the current fiscal year of such political subdivision It is the intention of this section to confer upon such political subdivision the power to levy assess and collect taxes upon any and all subjects of taxation which the Commonwealth has power to tax but which it does not now tax or license subject only to the foregoing provision that any tax upon a subject which the Commonwealth does hereafter tax or license shall automatically terminate at the end of the current fiscal year of the political subdivision

The aggregate amount of taxes annually imposed by enactment of an ordinance or resolution by any political subdivision under this section shall not exceed an amount equal to the product obtained by multiplying the total assessed valuation of real estate in such political subdivision at the time of the said enactment by the maximum millage of tax thereon allowed by law

Section 2 Prior to the passage of any ordinance or the adoption of any resolution imposing a tax or license fee under the authority hereunder granted such political subdivision shall give notice of the intention to pass such ordinance or adopt such resolution Such notice shall be given in addition to all other notices required by law to be given and shall set forth the substantial nature of the tax or license fee to be imposed by the proposed ordinance or resolution Publication of such notice shall be made by advertisement once a week for four weeks in a newspapers of general circulation within such political subdivision if there is such newspaper and if there is not then such publication shall be made in a newspaper of general circulation within the county in which the advertising political subdivision is located

Section 3 No tax levied by any political sub-division to which this act applies shall go into effect until thirty days from the time of the adoption of the ordinance or resolution levying the tax within said thirty days taxpayers representing 25% or more of the total valuation of real estate in the political subdivision as assessed for taxation purposes or taxpayers of the political subdivision not less than 25 in number aggrieved by the ordinance or resolution shall have the right to appeal therefrom to the court of quarter sessions of the county upon giving bond with sufficient security in the amount of five hundred dollars (\$500) approved by the court to prosecute the appeal with effect and for the payment of costs the petition shall set forth the objections to the tax and the facts in support of such objections and shall be accompanied by the affidavit of at least five of the petitioners that the averments of the petition are true and the petition is not filed for the purpose of delay

No such appeal shall act as a supersedeas unless specifically allowed by the court to which the appeal is taken or a judge thereof

Immediately upon the filing of any such petition the petitioners shall serve a copy of the petition and any rule granted by the court upon the president chairman secretary or clerk of the Legislative Body levying the tax

The court shall fix a day for a hearing not less than 15 days nor more than 30 days after the filing of the petition notice of the time of such hearing shall be given to all

interested parties as the court shall direct the court shall promptly hear and dispose of the appeal

It shall be the duty of the court to declare the ordinance and the tax imposed thereby to be valid unless it concludes that the ordinance is unlawful or finds that the tax imposed is excessive or unreasonable but the court shall not interfere with the reasonable discretion of the Legislative body in selecting the subjects or fixing the rates of the tax the court may declare invalid all or any portion of the ordinance or of the tax imposed

Any party to the proceeding shall have the right to appeal from the decision of the Court of Quarter Sessions to the Supreme or Superior Court as in other cases but such appeal shall be taken within 30 days from the time the degree of the court was entered and not thereafter

Section 4 Any such political subdivision is hereby authorized to provide by ordinance or resolution for the creation of such bureaus or the appointment and compensation of such officers clerks collectors and other assistants and employes either under existing departments or otherwise as may be deemed necessary for the assessment and collection of taxes imposed under authority of this act

* Section 5 Payment of any tax to any political subdivision pursuant to an ordinance or resolution passed or adopted prior to the effective date of this act shall be credited to and allowed as a deduction from the liability of taxpayers for any like tax respectively on salaries wages commission other compensation or on net profits of business professions or other activities and for any income tax imposed by any other political subdivision of this Commonwealth under the authority of this act

Payment of any tax on salaries wages commissions other compensation or on net profits of businesses professions or other activities to a political subdivision by residents thereof pursuant to an ordinance or resolution passed or adopted under the authority of this act shall be credited to and allowed as a deduction from the liability of such persons for any other like tax respectively on salaries wages commissions other compensation or on net profits of businesses professions or other activities imposed by any other political subdivision of this Commonwealth under the authority of this act

Payment of any tax on income to any political subdivision by residents thereof pursuant to an ordinance or resolution passed or adopted under the authority of this act shall to the extent that such income includes salaries wages commissions other compensation or net profits of businesses professions or other activities but in such proportion as hereinafter set forth be credited to and allowed as a deduction from the liability of such persons for any other tax on salaries wages commissions other compensation or on net profits of businesses professions or other activities imposed by any other political subdivision of this Commonwealth under the authority of this act

Where a credit or a deduction is allowable in any of the several cases hereinabove provided it shall be allowed in proportion to the concurrent periods for which the taxes are imposed by the respective political subdivisions but not in excess of the amount previously paid for a concurrent period

Section 6 Any tax imposed under this act shall not be subject to any limitations under existing laws as to rate or amount

Section 7 Any such political subdivision shall have power to prescribe and enforce penalties for the nonpayment within the time fixed for their payment of taxes imposed under authority of this act and for the violations of the provisions of ordinances or resolutions passed under authority of this act

Section 8 If any section provision or part of this act shall be held unconstitutional such unconstitutionality shall not affect the validity of the remaining sections provisions or parts of this act the legislature hereby declares that it would have passed the remaining sections provisions or parts of this act if it had known that such sec-

tions provisions or parts thereof would be declared unconstitutional

Section 9 The provisions of this act shall become effective immediately upon final enactment

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. ANDREWS. Mr. Speaker, for reasons which I have repeatedly stated upon the floor of this House, I am opposed to House Bill No. 800 in its present form. I am not, however, expressing a conviction or a decision arrived at by the minority party caucus; I am only voicing a purely personal stand.

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—143

Aaronson.	Gallagher.	Livingston.	Scanlon.
Barrett.	Getchey.	Loftus.	Scott.
Baumunk.	Gibson.	McCosker.	Serrill.
Beech.	Goff.	McCullough.	Shoemaker.
Bender.	Goodling.	McDonald.	Simons.
Bloom.	Gorman.	McKinney.	Smith, C. C.
Bonawitz.	Greer.	McMillen.	Smith, C. M.
Bourse.	Griffiths.	Mintess.	Sollenberger
Bower.	Guthrie.	Mohr.	Sorg.
Breich.	Gyger.	Moore, C. E.	Sproul.
Brice.	Hall.	Moore, H. A.	Stimmel.
Brown.	Haller.	Morrison.	Stockham
Brunner.	Haudenschild.	Murray.	Stonier
Cadwalader.	Heim.	Myers.	Stuart
Cassidy.	Henry.	Naumann	Thompson.
Clevenger.	Hockey.	Neff.	Tittle
Cook.	Hoffman.	Nelson.	Tompkins.
Cooper.	Hoopes.	O'Dare.	Toomey
Costa.	Horan.	O'Donnell	Turner.
Dague.	Imbt.	Orban.	Upshur.
Dalrymple.	Jennings.	Patten.	Vaughan
Davidson.	Johnson.	Pichney	Verona.
De Long.	Johnston.	Pickens.	Wagner.
Dennison.	Jones.	Proper.	Waldron
Deputy.	Kean.	Ragot.	Wallin.
Dix.	Kelley.	Reagan.	Walton.
Dye.	Kemp.	Reese D. P.	Waterhouse
Efenberg.	Kent.	Relly, J. M.	Watkins.
Elder.	Kirley.	Relly, W. J.	Watson.
Ewing.	Kline.	Richter.	Weidner
Feola.	Krise.	Robertson	West.
Fish.	Kurtz.	Rose.	Wolf.
Fiss.	Laughner.	Rowen.	Wood.
Fleming.	Layer.	Royer.	Yeakel.
Foor.	Lee.	Sarra.	Young.
Frost.	Leisey.	Sax.	Lichtenwalter.

Speaker

NAYS—52

Andrews.	Evans.	Miller	Riley
Bane.	Flack.	Mills.	Robbins.
Bentzel.	Graybill.	Mooney	Snider.
Boies.	Greenwood	Najaka.	Stank
Bucchin.	Hewitt.	Needham	Swope
Capano.	Jump	O'Connor	Thomassy.
Chervenak.	Kohl.	O'Neill	Wachhaus
Chudoff.	Livingstone.	Petrosky.	Weiss.
Cochran.	Lovett.	Polaski.	Wescott
Cole.	Lyons.	Powers	Wheeler.
Cordier.	Madden.	Price	Worley.
Crowley.	Madigan.	Readinger	Yester.
Demech.	Mazza.	Reese, R. E.	Yetzer.
Erb.	Mikula		

NOT VOTING—10

Kratz.	Mihm.	Schuster	Trout.
McCormack.	Root.	Tahl.	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED SENATE BILL RECALLED FROM THE GOVERNOR RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 569, entitled:

An Act to further amend section eleven of the act, approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the 'Pennsylvania Board of Parole'; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed upon probation in certain designated cases; providing for the method of appointment of its members; regulating the appointment, removal and discharge of its officers, clerks and employees; dividing the Commonwealth into administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employees thereof; making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," by increasing the compensation of district supervisors in counties of the first and second class.

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading reconsidered in the Senate and the bill amended, in which amendments the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend the title, page 1, line 1 by striking out after the word "amend" the word "section" and inserting in lieu thereof the words "sections five and"; page 2, line 7, by inserting after the word "district" the words "the chairman and the members of the board and of";

Amend section 1, page 2, line 1, by striking out after the second word "Section" the word "eleven" and inserting in lieu thereof the word "five"; page 3, by inserting after line 9 the following:

"Section 5 The Chairman of the Board shall receive a salary of (ten) eleven thousand dollars (\$10,000) \$11,000 per annum and each of the other members of the board shall receive a salary of (nine) ten thousand dollars (\$9,000) \$10,000 per annum.

Section 2 Section eleven of the said act as last amended by the act approved the twenty-seventh day of May one thousand nine hundred forty-three (P. L. 767) is hereby further amended to read as follows"

Amend page 4 by striking out all of lines 12 and 13, and inserting in lieu thereof the following"

"Section 3 This Act shall become effective immediately upon final enactment."

On the question,

Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sax.
Andrews.	Getchey.	McCullough.	Scanlon.
Bane.	Gibson.	McDonald.	Schuster.
Barrett.	Goff.	McKinney.	Scott.
Baumunk	Goodling.	McMillen	Serrill.
Beech.	Gorman.	Mihm.	Shemmaker.
Bender.	Gravhill.	Mikula.	Simons.
Bentzel.	Greenwood.	Miller.	Smith C C.

Bloom.	Greer.	Mills.	Smith, C M.
Boies.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Soilenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore, C. E.	Sproul.
Breisch.	Haller.	Moore, H. A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Helm.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Wadron.
Dairymple.	Kirley.	Powers.	Wallin.
Davidson.	Kline.	Price.	Watson.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Kratz.	Ragot.	Watkins.
Dennison	Krise.	Readinger.	Watson.
Depuy.	Kurtz.	Reagan.	Weidner.
Dix.	Laughner.	Reese, D. P.	Welsh.
Dye.	Layer.	Reese, R. E.	Wescott.
Efenberg.	Lee.	Reilly, J. M.	West.
Elder.	Leisey.	Reilly, W. J.	Wheeler.
Erb.	Livingston.	Richter.	Wolf.
Evans.	Livingstone.	Riley.	Wood.
Ewling.	Loftus.	Robbins.	Worley.
Feola.	Lovett.	Robertson.	Yeakel.
Fish.	Lyons.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Floor.	McCormack.	Sarraff.	Speaker
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of Senate Bill No. 578, as follows:

An Act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a

method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws

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The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Article I

Short Title Definitions

Section 101 Short Title This act shall be known and may be cited as the "Real Estate Tax Sale Law"

Section 102 Definitions As used in this act the following words shall be construed as herein defined unless the context clearly indicates otherwise

"Bureau" the Tax Claim Bureau created by this act in the several counties

"Claim" a claim entered in a claim docket by the bureau to recover the taxes returned by the various taxing districts against a certain property

"Director" the director of the Tax Claim Bureau of the several counties

"Owner" the person in whose name the property is last registered if registered according to law and in all other cases means any person in open peaceable and notorious possession of the property as apparent owner or owners thereof or the reputed owner or owners thereof in the neighborhood of such property

"Property" real property subject to a tax lien or against which a claim is being or has been filed as a lien "Property" includes both seated and unseated lands

"Taxes" any county except of the first class city except of the first or second class or second class A borough incorporated town township school district except of the first class or school district within a city of the second class A or institution district taxes and interest and penalties due thereon except where interest and penalties have been abated by provisions of law if the owner pays his delinquent taxes on the installment plan in which case interest and penalties shall be included as may be provided by the act act abating the penalties and interest if there has been a default by the owner in the payment of any installment of taxes

"Taxing District" any county except a county of the first class city except a city of the first or second class or second class A borough incorporated town township school district except a school district of the first class or a school district within a city of the second class A or institution district Provided however That this act shall not be construed to require any city of the third class or any school district within a city of the third class to collect its delinquent taxes on property under and in accordance with the provisions of this act if the city or the school district shall notify the Tax Claim Bureau in writing on or before the first day of May 1948 that pursuant to a resolution of the City Council the city or the board of directors of the school district has resolved that returns of property will not be made under the provisions of this act but that its delinquent taxes will be collected by the filing of liens in the office of the prothonotary or by sale of such property at a city treasurer's sale under existing laws any such city and any such school district may in any year after 1948 notify the Tax Claim Bureau on or before the first day of May of the year that pursuant to a resolution of the city council the city or of the board of directors the city or

school district as the case may be has resolved to collect its delinquent taxes on property under and in accordance with the provisions of this act and thereafter the city's or school district's delinquent taxes shall be collected only under and in accordance with the provisions of this act provided further that this act shall not apply in any county the county commissioners of which shall during the month of January one thousand nine hundred forty-eight adopt a resolution electing not to accept the provisions of this act but to continue to collect its delinquent taxes sell real estate and hold tax sales under and in accordance with existing laws

Article II

Tax Claim Bureau

Section 201 Creation of Bureaus A Tax Claim Bureau is hereby created in each of the counties hereinafter enumerated as follows

(a) In counties of the second third fourth fifth sixth seventh and eighth classes in the office of the county commissioners

Section 202 Appointment and Compensation of Personnel

(a) In counties of the second third fourth fifth sixth seventh and eighth classes the county commissioners shall have direct supervision and control of the bureau and shall have power to appoint a director and such employes and assistants as may be necessary to properly administer the affairs of the bureau but the number and compensation of such employes including the compensation of the director shall be fixed by the salary board of the county in those counties where there is a salary board and in all other counties by the county commissioners Such compensation shall be paid by the county from county funds

County employes may be assigned by the county commissioners to act as the director or to other duties in the bureau

(b) The county solicitor shall be the legal advisor and counsel to the bureau solicitor may appoint such assistant solicitors at such salaries as shall be allowed by the salary board

Section 203 Bonds The county commissioners of each county of the second third fourth fifth sixth seventh and eighth classes shall have power to require the director of the bureau of the county and such employes and assistants of the bureau as may by them be designated to give bonds to the Commonwealth for the use of the taxing districts whose delinquent real estate tax claims are administered through such bureau and for the use of any other person having a claim by reason of any act of such director employes or assistants in such penal sum as the county commissioners shall fix conditioned for the faithful performance of the duties of their office or public position and a strict accounting and payment over of all moneys collected or received by them under the provisions of this act The cost of such bonds shall be paid by the county

Section 204 County Bureau to Certify Returns to County Treasurer for Collection Each county bureau shall certify to the county treasurer a copy of all returns of tax claims filed in its office and it shall be the duty of the county treasurer to receive and collect such taxes and give proper receipt therefor when payment is offered and to make distribution of the moneys received therefor as provided by this act A record of all taxes collected by him shall be certified to the bureau in the manner to be established under the provisions of the following section

Section 205 System of Accounting and Payment Over In each county bureau a system of accounting certifying of claims and collections and payment over of all moneys collected or received under the provisions of this act between the bureau and the county treasurer shall be established in the bureau as may be determined by the county commissioners the county controller if any and county treasurer

All taxes and municipal claims recovered in full by the bureau or by the county treasurer under the provisions

of this act whether by payment by the owner before sale payment by a purchaser who has bid the upset price at a sale by redemption or through sequestration shall be paid over to the taxing districts entitled thereto In all other cases including net moneys received through sequestration or from the management or through public or private sale of property the moneys received shall be paid over first to the respective taxing districts in proportion to the taxes due them second the municipal claims against such property due any taxing district third mortgages and other liens in order of their priority and fourth except in cases of property purchased by a taxing district prior to the effective date of this act and turned over to the bureau for sale the balance remaining shall be paid to the owner of the property sold Such payments shall in all cases be less the percentage to which the county is entitled in accordance with this act Provided however That where by the sale or redemption of property tax liens of the Commonwealth are recovered payment shall first be made of the tax liens of the Commonwealth to the State Treasurer through the Department of Revenue and in the case of the public or private sale of property by the bureau after the continuance of a former sale because of insufficient bid the purchase price received shall first be applied to the satisfaction of the tax liens of the Commonwealth and shall be paid over in like manner

Moneys recovered on account of costs fees and expenses advanced by the county or any other taxing district shall be repaid to the taxing district making the advance

The bureau shall keep an accurate account of all moneys received by it or by the county treasurer under the provisions of this act and a separate account for each property

All payments out of moneys recovered shall be made by the county treasurer under the system of accounting established at stated intervals but not less frequently than once every three (3) months

Section 206 Costs Fees and Expenses The county shall be liable or initially liable for all costs fees and expenses which shall be required to be paid to administer the affairs of the bureau and of this act including but not limited to costs of mailing and advertising notices fees for the entry of claims and proceedings thereon and all other proceedings required by this act except where otherwise provided by this act the costs of repairs and alteration to and insurance on property in sequestration or management commissions to rental agents advertising for rent title searches and salaries and compensation and the costs of bonds of officers employes and agents of the bureau and rental of offices furniture equipment material and supplies for the use of the bureau

All such costs fees and expenses shall be paid as other expenses of the county are paid from appropriations made by the county and not otherwise and when any of such costs fees and expenses are recovered they shall be deposited in the treasury of the county for the use of the county

Section 207 Reimbursement of County In order to reimburse the county for the actual costs and expenses of operating the bureau created by this act the county shall receive and retain out of all moneys collected or received under the provisions of this act two per centum (2%) thereof which percentage shall be deducted by the county treasurer before paying over moneys to the respective taxing districts entitled thereto and shall be retained in the county treasury for the use of the county The reimbursement herein provided for shall be in addition to the costs fees and expenses advanced by the county which upon recovery are payable to the county as provided by the preceding section of this act

Section 208 Agent of Taxing Districts Lien Certificates The bureau and the director thereof shall in the administration of this act be the agent of the taxing districts whose tax claims are returned to the bureau for collection and prosecution under the provisions of this act and in the management and disposition of property in accordance with the provisions of this act

The bureau shall upon request of any person furnish to him a lien certificate showing the taxes due on any property as shown by its records A fee of one dollar (\$1) shall be charged for any such certificate for the use of the county

Article III

Lien of Taxes Filing of Tax Returns Adjudication

Section 301 Taxes a First Lien All taxes which may hereafter be lawfully levied on property in this Commonwealth by any taxing district and all taxes heretofore lawfully levied by any taxing district on any property the lien of which has not been lost under existing laws (whether or not a claim has been filed or return thereof has been made to the county commissioners) shall be and are hereby declared to be a first lien on said property Such liens shall have priority to and be fully paid and satisfied out of the proceeds of any public sale of said property held under the provisions of this act before any mortgage obligation judgment claim lien or estate with which the said property may have or shall become charged or for which it may become liable save and except only the costs of the sale and of the proceedings upon which it is made and tax liens in favor of the Commonwealth of Pennsylvania which shall have priority to such tax liens

Section 302 Who Entitled to Lien for Taxes The lien for taxes shall exist in favor of and the claim therefor shall be filed against the property taxed on behalf of the taxing district to which the tax is payable

Section 303 Property Subject to and Exempt from Claim All property by whomsoever owned and for whatsoever purpose used shall be subject to claims for taxes except such property as is exempt by law from taxation or as is not made subject to taxation by law

Section 304 Tax Liens and Municipal Claims Divested by Sale The lien of all taxes and municipal claims now or hereafter imposed levied or assessed against any property shall be divested by any public sale of such property under the provisions of this act if the amount of the purchase money shall be at least equal to the amount of prior tax liens of the Commonwealth the amount of all taxes and municipal claims due on such property and costs of sale

It is hereby made the duty of the bureau and of any other officer having claims or judgments for taxes and municipal claims for collection against any property advertised to be sold at public sale under the provisions of this act to give notice to the officer or person selling any such property of the amount of tax liens of the Commonwealth and of the amount of all taxes and municipal claims against the same and the bureau selling such property shall through the county treasurer pay out the proceeds arising from such sale in the order of their priority first the costs of sale and the proceedings upon which it is made second the tax liens of the Commonwealth third taxes and costs due thereon fourth municipal claims and costs due thereon and fifth any balance remaining to whomsoever entitled thereto

Section 305 Claims Against Property Owned by Joint Tenants and Tenants in Common When any property is owned by joint tenants or tenants in common and any such tenant has paid his proportionate amount of taxes due thereon any taxing district may cause to be filed a claim for the unpaid taxes against the estate title and interest of the owners who have not paid their proportionate share of the taxes Whenever a claim for taxes shall have been filed against property owned by joint tenants or tenants in common the bureau shall release the estate title and interest of any joint tenant or tenant in common from said claim upon payment by said joint tenant or tenant in common of his proportionate share of the taxes included therein with proportionate costs When any property is owned by more than one owner or part owner and the estate and title of any owner or part owner is either exempt from taxation or has not been made subject by law to taxation the estate or title of

such owner or owners as may not be exempt from taxation or as has been made subject thereto shall be subject to taxes in the same manner as any other property liable to assessment for taxes the claim being filed against all the estate title and interest of the owner or owners subject to the lien

Section 306 Return of Property and Delinquent Taxes Interest Settlements by Tax Collectors

(a) It shall be the duty of (1) the county commissioners of each county of the third fourth fifth sixth seventh and eighth classes as to county and institution district taxes and of the corporate authorities of each taxing district within any such county as to its taxes and of the county treasurer as to any unseated land taxes in his hands for collection (2) the county treasurer of each county of the second class as to county and county institution district taxes and of the corporate authorities of each taxing district within any such county as to its taxes to return to the county bureau on or before the first Monday of May of each year a list of all properties against which taxes were levied the whole or any part of which were due and payable in the calendar year immediately preceding which remain unpaid giving the description of each such property as it appears in the tax duplicate together with the amount of such unpaid taxes penalties and interest due to but not including the first Monday of May of the year of return Interest shall be charged on taxes so returned from and after the first Monday of May of the year of return at the rate of six per centum (6%) per annum

(b) The first return made by a taxing district under the provisions of this act shall also include all taxes for any year or years preceding the year provided for by this section if the lien of such taxes has continued under existing law but a claim for such taxes has not been reduced to judgment and for such purpose the lien of such taxes shall be further continued for the purpose of making return of such taxes and the making of the claim therefor absolute under the provisions of this act

(c) No taxes shall be returned by any taxing district where the owner is paying his delinquent taxes under the provisions of any act of Assembly abating penalties interest and costs unless there has been a default in payment by the owner in which case or at any time when a yearly return is being made after any such default return shall be made of the balance due as fixed by the Act of Assembly abating penalties interest and costs or either The lien of all such taxes shall be continued for the purpose of making a return thereof and collecting the same under the provisions of this act

(d) The taxing district shall have power to require its tax collector to adjust his duplicate from time to time as may be required by the taxing district and to finally settle and adjust the tax duplicate in his possession within such time as will enable it to make the return herein provided for within the time required All laws providing for the adjustment and settlement of duplicates prior to the time fixed by the taxing districts as herein provided are hereby repealed insofar as they apply to the time fixed for the settlement of duplicates

Section 307 Filing Claims Testing Validity of Old Claims Joinder of Claim of Taxing Districts (a) Claims for taxes against property so returned must be entered by the bureau in the office thereof in suitable dockets

(b) Claims for taxes due on property heretofore returned to the county commissioners and certified to the county treasurer and certified to the county treasurer for tax sale purposes under existing law must if no sale on such claims has been held be transferred to the bureau from the office of the county treasurer on or before the first Monday of May one thousand nine hundred forty-eight In cases where an owner is paying taxes under the provisions of any act of Assembly abating penalties interest and costs or either the claims must likewise be transferred as herein provided but no costs involved in such transfer shall be chargeable to the owner so long as he is not in default in his payments Such

costs shall be payable by the county except where there is a default

(c) Before the bureau makes any transfer of tax claims from the office of the county treasurer and enters the same in the proper dockets the director shall examine such returns and determine in writing those claims if any the liens of which in his opinion have been lost or the returns of which are invalid on their face and which cannot be corrected The director shall file his findings in the office of the bureau and copies thereof shall be furnished to any taxing district having an interest in any claims determined by the director to have been lost or invalid The director shall within ten (10) days after such filing give notice once a week for two (2) consecutive weeks in two (2) newspapers of general circulation if so many are published in the county and in the legal journal if any designated by the court for the publication of legal notices (1) of the date of his filing of such findings (2) where a copy of the findings may be secured and (3) that any taxing district having objection to the findings may file exceptions with the bureau within fifteen (15) days from the date of the filing of the findings If after hearing thereon the exceptions are disallowed by the bureau the taxing district may within fifteen (15) days thereafter appeal by petition to the court of common pleas specifically setting forth the findings to which objection is made the reasons therefor and the refusal of the bureau to sustain their exceptions Upon the filing of the petition in open court the court shall order the petition and the findings of the director and any other petitions filed docketed to the same number and shall fix a day for hearing the petitions of which such notice shall be given to all parties interested as the court may direct After hearing the court shall enter its order either affirming modifying or reversing the findings of the director as to it shall appear just and proper The claims held lost or invalid by the findings of the director where there has been no appeal or after affirmation or modification of such findings by the court or in the opinion of the court reversing the findings of the director shall not thereafter be further proceeded with The decisions of the court shall be final

(d) Not later than the thirtieth day of June each year the bureau shall make up from the tax returns received from the taxing districts as aforesaid a claim for each property returned which shall contain the unpaid taxes against such property which are due all taxing districts as found in the various returns Such claims shall be entered by the bureau in a suitable claim docket and may be in the form of written or typewritten lists A claim shall cover the unpaid taxes due all taxing districts but the amount due each taxing district shall nevertheless be shown separately A number of years' taxes of different kinds may be included in one claim Any claim shall be amendable by leave of the bureau upon notice to the defendant as the bureau may require

Section 308 Notice of Filing of Returns and Entry of Claim

(a) Not later than the thirtieth day of June of each year the bureau shall give notice of the return of said taxes and the entry of such claim to each delinquent taxable by United States registered mail return receipt requested postage prepaid addressed to the owner at his last known post office address If no post office address of the owner is known or if a notice mailed to an owner at such last known post office address is not delivered to him by the postal authorities then notice as herein provided shall immediately be posted on the property affected Each mail and posted notice shall (1) show all the information shown on the claim entered (2) state that if payment of the amount due the several taxing districts for said taxes is not made to the county treasurer on or before the thirty-first day of December next following or no exceptions thereto filed the said claim shall become absolute (3) state that on July first of the year in which such notice is given the one (1) year period of redemption shall commence to run and that if re-

demption is not made during that period as provided by this act the property shall be sold at judicial sale and there shall be no further redemption after such sale

(b) In the case of claims for taxes heretofore filed in the office of the prothonotary which have not been heretofore reduced to judgment where the lien of such claim has not been lost the respective taxing districts shall return to the bureau on or before the first Monday of May one thousand nine hundred forty-eight a complete list of such claims and the properties against which the same are filed and the bureau shall give such owners the same notice as above provided

(c) Notice given in the manner provided by this section shall constitute proper service on the owner A statement in the claim entered that due notice of the same was given shall be conclusive evidence that notice was given as required by law

(d) The costs of such mail and posted notices shall be taxed as part of the costs of the proceedings and shall be paid by the owner the same as other costs

Section 309 Contents of Claims Entered All claims for taxes returned made up as a claim and entered in the claim docket in the bureau shall set forth

(a) The names of the taxing districts for which filed

(b) The name of the owner of the property against which it is filed

(c) A description of the property against which the claim is filed sufficient to identify the same A description of the property shall be deemed sufficient if it contains (1) a reference to a record of a deed or other instrument of conveyance which describes the property or (2) a reference to the number or numbers and block of the property in a plan recorded in the office of the recorder of deeds of the county and the record of such plan or (3) a reference to the number on any lot and block plan officially adopted by a taxing district or (4) a statement of the street and number of the property as officially designated by public authorities of a taxing district as of the time the property was assessed or (5) where the property is not identified by reference to the record of a deed or other instrument of conveyance and may not be identified by street and number or by recorded plan or by a lot and block plan a statement of the approximate acreage of the property and the name of at least one (1) owner of adjoining property if such statement is accompanied by information showing the character of and use to which the property is devoted as for instance "dwelling and lot" "vacant lot" "vacant land" or "hotel restaurant apartment house office building bank building manufacturing plant industrial plant and the lands belonging thereto" or "farm and the buildings thereon" or "plant nursery and buildings thereon" or "forest or woodland" or "wasteland" or "coal oil or other mineral severed from the surface" etc or intelligible abbreviations thereof A variation in the description of the property given in the claim filed from that shown on the assessment for tax purposes shall not constitute an irregularity and shall not invalidate the claim The aforesaid description shall not be deemed exclusive

(d) The year or years period or periods for which the respective taxes were levied and the amount of taxes due for each year or period and the penalties and interest due thereon at the time of filing

(e) That due notice of the returns of such taxes the entry of the claim and that the same would become absolute if no exceptions were filed was given to the owner in the manner required by law

Said claim shall be entered in the office of the bureau in the proper claim docket and be signed by or have stamped thereon a facsimile signature of the director

Section 310 Property Included in Claims The property described in tax claims shall include the whole property against which the tax was levied In all cases where a tax is levied on separate and distinct properties as one estate the taxing district shall upon request before a claim therefor is entered in the claim docket apportion the same rateably upon the separate and distinct properties The

bureau to which any such tax has been returned on proof that the properties were separate and distinct at the time the tax was levied shall apportion the charge against such properties When apportioned they shall be treated and considered in all respects as if separate and distinct claims had been entered Payment and satisfaction of any one portion may be made without prejudice to the claim as against the rest

Section 311 Claims Become Absolute On the first day of January next following the notice hereinbefore prescribed if the amount of the tax claim referred to in the notice has not been paid or no exceptions thereto filed the claim shall become absolute Every such claim shall bear interest as hereinbefore provided to the date of payment or date of sale held under the provisions of this act except in the case of claims where the owner is paying his taxes under the provisions of any law abating penalties interest and costs or either in which case the claim shall bear no interest and costs unless there is a default in payment in which case interest shall run on the amount due on the claim at the time of default and penalties interest and costs abated shall be added as provided by the act of Assembly abating the same

Section 312 Lien Lost if not Returned or Transferred to Bureau Any such claim for taxes if such taxes were returned to the bureau or transferred from the office of the county treasurer to the bureau within the time required by this act shall remain a lien upon said property until fully paid and satisfied or until said property shall be sold as provided in this act If a tax is not returned or transferred to the bureau within the time required by this act its lien on the property shall be wholly lost But where a tax has not been returned or transferred as required by this act a taxing district may nevertheless proceed by action in assumpsit to recover the amount of any taxes due and owing by an owner at any time within six (6) years after the taxes first became due

Section 313 Substitution of Defendants Any taxing district may before or after return of a claim to the bureau but before such claim shall become absolute on its own motion strike off the name of any defendant in any claim filed and may substitute as a defendant any person who may have an interest in the property as owner or who is the personal representative of an owner who has died but such substitution shall always be without prejudice to any intervening rights and in such cases notice of the proposed substitution shall first be given by the taxing district to all parties in interest

Section 314 Proceeding to Attack Validity of Claim

(a) Any claim for taxes may prior to the time it becomes absolute be set aside or reduced in amount by the bureau in which it is filed if the claim is found invalid in whole or in part by reason of the fact that the taxes for which the claim was entered were paid in whole or in part to a proper officer or agent of the taxing district

Any such claim prior to the time it becomes absolute may be set aside or reduced in amount by the court of common pleas on appeal as hereinafter provided for any reason which constitutes a just sufficient and valid defense to the claim in whole or in part except want of notice of the return and entry of the claim by the bureau or for any dispute in the amount of the claim which involves the amount of the assessed valuation of the property or the validity of the tax levied

(b) Any defendant in any such claim at any time before the first day of January next following the notice as aforesaid may file with the bureau exceptions to the claim as entered or to any part of the claim The bureau after giving due notice to the taxing districts interested shall hold a hearing thereon and either disallow the exceptions or allow the exceptions in whole or in part and strike off or reduce the claim in accordance with the evidence produced and the powers of the bureau as hereinbefore prescribed

If the defendant is aggrieved by the decision of the bureau he may within fifteen (15) days after notice thereof of appeal by petition to the court of common pleas of the county setting forth the defense he has to the claim or

any part thereof and the refusal of the bureau to allow his exceptions and strike off or reduce the amount of the claim Thereupon the court shall grant a rule on the taxing district or districts to show cause why the claim should not be set aside or reduced in amount as prayed for in the petition The petitioners shall give notice of such proceeding to the bureau

(c) The issues raised by the petition and the answer thereto by the taxing district or districts shall be tried by the court or a jury

(d) The petition and the answer or answers thereto if an issue of fact is raised shall be endorsed with a statement signed by the party or his attorney in the following form

"Jury trial demanded" or

"Jury trial waived"

The endorsement of "jury trial waived" on both petition and answer or answers shall be deemed a waiver of a trial by jury of every issue in the proceeding

(e) No taxpayer shall have the right to proceed by petition to the court of common pleas to open a claim absolute under the provisions of this act except on the ground of payment of the tax involved or failure to receive notice The remedy provided by this section to contest a tax claim entered shall be deemed exclusive except as herein otherwise provided

(f) After verdict by the court or the jury the court shall by its final order either affirm or set the claim aside or reduce the amount of the claim and fix the proper amount thereof in accordance with the verdict and shall assess the costs of the proceedings as it shall determine Any party aggrieved by the final order entered in the proceeding may appeal to the Superior or Supreme Court as in other cases Upon final order of the court or upon final disposition thereof upon appeal to the Supreme or Superior Court if the entire claim has not been set aside such return shall become absolute

Section 315 Entry and Indexing of Claims Satisfaction Every return made to and every claim made up by the bureau and the result of every proceeding thereon entered in accordance with this act shall be docketed in appropriate dockets in the office of the bureau and entered in suitable indexes and when so entered shall continue the lien of the tax against the property charged with the tax

When a claim is stricken off or reduced or satisfied by payment or a sale has been held of the property covered by the claim the director shall cause a note thereof to be made on such docket and index and shall authenticate the same

Article IV Sequestration

Section 401 Petition for Sequestrator After the expiration of twenty (20) days from the time the claim becomes absolute except in cases where the property is essential to business of a quasipublic corporation the court shall on the petition of the bureau appoint it as sequestrator of the rents issues and profits of the property bound by the claim

Section 402 Authority for Petition The bureau may present any such petition on its own motion and shall do so at the request in writing of any taxing districts

Section 403 Procedure to Obtain Possession If either the owner against whom the claim is entered being in possession of the property sequestered or the party in possession refuse to pay a fair rent to the sequestrator the court shall upon the petition filed grant a rule on the property owner or party in possession to show cause why possession of the property should not be delivered to the sequestrator The petition and rule shall be served on the owner or party in possession in such manner and within such time as the court may direct If the rule is made absolute the court shall award a writ in the nature of a writ of habere facias possessionem directed to the owner or party in possession commanding him to deliver possession to the sequestrator within fifteen (15) days thereafter unless such property is occupied by the owner and his family for a home in which case he shall be commanded to deliver possession within thirty (30) days thereafter

Section 404 Powers of Sequestrator A sequestrator shall have power to retain possession of the property as sequestrator until all taxes owing to the several taxing districts shall have been collected or paid He shall have power (a) to lease the property for a period not exceeding one (1) year with the usual privilege of renewal or termination thereof upon three (3) months' notice but not for the purpose of extracting any minerals or oil or the cutting of timber (b) to make such repairs to the property as may be reasonably necessary to restore and maintain it in a tenable condition and to carry insurance on such property (c) to advertise the property for rent (d) to collect the costs of repairs advertising and commissions of rental agents from rentals collected or from a redeeming owner (e) to sell and dispose of growing crops and (f) to appoint a licensed real estate broker or agent as agent to collect the rentals of the property and pay such agents the customary commissions for rent collections The bureau shall not in any case without prior approval of the county commissioners or in case of cities of the first class the city council incur any expense for the maintenance repair or alteration of any property in excess of eighty per centum (80%) of the amount of rental to be received from such property within a period of one (1) year under a lease entered into at or before the time such expense is incurred All commissions costs and necessary expenses shall be deducted from the rents collected before paying the net balance towards taxes

Section 405 Return of Possession Any owner of the property may redeem it from the sequestrator and be again entitled to possession thereof upon payment of the amount of taxes then owing upon the property after the payment of commissions costs and expenses of the sequestration proceedings Upon payment of all taxes and costs or the satisfaction of the taxes and costs by collection of rentals the sequestrator shall transfer possession of the property to the owner subject to any existing lease given by the sequestrator which lease shall be assigned to the owner The sequestrator shall in such cases enter satisfaction on the record of the tax claim

In any case where it appears to the sequestrator that property taken into possession does not yield any revenue or not sufficient revenue to continue in possession thereof he may with the consent of the court return possession of the property to the owner subject to any existing lease given by the sequestrator and thereafter such property may be sold at the next sale held at least ninety (90) days after such return of possession in the manner provided by this act

Section 406 General Powers and Remedies of Sequestrator Sequestrators appointed under this act shall have and exercise all the powers and shall be entitled to use all remedies conferred by law upon sequestrators in other proceedings so far as applicable

Article V

Redemption of Property Before Sale

Section 501 Redemption of Property From Effects of Tax Claims

(a) Any owner his heirs or legal representatives or any lien creditor his heirs assigns or legal representative or other person interested may within one (1) year after the first day of July of the year in which the claim was filed and notice given redeem such property for the benefit of the owner by payment to the bureau of the amount of the aforesaid claim and interest thereon the amount of any other tax claim or tax judgment due on such property and interest thereon and the amount of all accrued taxes which remain unpaid the record costs including pro rata costs of the notice or notices given in connection with the returns or claims

The bureau shall receive and receipt for said payments and shall make distribution thereof through the county treasurer to the taxing districts entitled thereto The bureau shall forthwith acknowledge the receipt of the redemption moneys by entering satisfaction on the record

of the claim in the office of the bureau which shall be signed by the director

(b) When any property is so redeemed by a lien creditor or his heirs assigns or legal representatives or by any person interested for the benefit of the owner the bureau shall issue to the person redeeming such property a certificate stating the fact of such redemption a brief description of the property redeemed and the amount of the redemption money paid which certificate may be entered in the office of the prothonotary of the county as a judgment against the owner of the property for the amount stated therein The lien of any such judgment shall have priority over all other liens against such property in the same manner and to the same extent as the taxes involved in the redemption

(c) There shall be no redemption of any property after the sale thereof

Article VI

Sale of Property

Section 601 Date of Sale (a) Commencing on the second Monday of July of each year or on any day to which a sale may be adjourned or readjusted such adjournment not to be for a longer period than sixty (60) days or any day to which a sale may be continued the bureau shall sell such property (except where the property is essential to the business of quasi-public corporations) against which a tax claim has become absolute and the period of redemption has expired (without the property having been redeemed) or against which a tax judgment has heretofore been entered under any other law which judgment has not been satisfied and on which a sale has not been stayed by agreement in the manner hereinafter provided and where the property subject to the claim or judgment is not or no longer remains in possession of the sequestrator The bureau may for convenience and because of the number of properties involved schedule sales of property in various taxing districts or wards thereof on different dates but all sales except as herein otherwise provided shall be held by the bureau by the end of the said calendar year Taxing districts shall notify the bureau of tax judgments which have prior to the effective date of this act been entered under any other law in order that properties subject to the lien of such judgments may be included in the sale

(b) No property shall be exposed to sale where the delinquent taxes involved in a claim are being paid by the owner under any law abating penalties interest and costs or either unless there has been a default by the owner in payment in which case the sale of the property shall be proceeded with as herein provided at the time fixed for the next scheduled sale occurring at least (90) days after such default

Section 602 Notice of Sale Prior to any scheduled sale the bureau shall give notice thereof once a week for three (3) consecutive weeks in two (2) newspapers of general circulation in the county if so many are published therein and once in the legal journal if any designated by the court for the publication of legal notices Such notice shall set forth (a) the purposes of such sale (b) the time of such sale (c) the place of such sale (d) the terms of the sale including the approximate upset price (e) the descriptions of the properties to be sold as stated in the claims entered each description commencing with "....."

Name of Owner

Description

The description may be given in intelligible abbreviations

Such published notice shall be addressed to the "owners of properties described in this notice and to all persons having tax liens tax judgments or municipal claims against such properties"

In addition to such publications notice of the sale shall also be given by the bureau by United States registered mail return receipt requested postage prepaid to each

owner at least ten (10) days before the date of sale addressed to his last known post office address or if no post office address is known or if the notice addressed to the owner is not delivered to the owner by the postal authorities such notice shall be posted on the property

The published notice the mail notice and the posted notice shall each state that the sale of any property may at the option of the bureau be stayed if the owner thereof or any lien creditor of the owner on or before the date of sale enters into an agreement with the bureau to pay the taxes in instalments in the manner provided by this act and the agreement entered into

In case the property of any corporation limited partnership or joint-stock association is advertised for sale the bureau shall give to the Department of Revenue the notice required by section one thousand four hundred two of the Fiscal Code of the ninth day of April one thousand nine hundred twenty-nine (P. L. 343)

No sale shall be defeated and no title to property sold shall be invalidated because of proof that mail notice as herein required was not received by the owner

The costs of such advertisement and notices shall be taxed as part of the costs of such proceedings and shall be paid by the owner the same as other costs

Section 603 Agreements to Stay Sale Any owner or lien creditor of the owner may at the option of the bureau prior to the date of any scheduled sale enter into an agreement in writing with the bureau to stay the sale of the property upon the payment of twenty-five per centum (25%) of the amount due on all tax claims and tax judgments filed or entered against such property and the interest on the taxes returned to date as provided by this act and agreeing therein to pay the balance of said claims and judgments and the interest thereon in not more than three (3) instalments (the last instalment to include all costs due) all within one (1) year of the date of said agreement the agreement to specify the dates on or before which each instalment shall be paid and the amount of each instalment and the costs So long as said agreement is being fully complied with by the taxpayer the sale of the property covered by the agreement shall be stayed But in case of default in such agreement by the owner or lien creditor the bureau after written notice of such default given by United States mail postage prepaid to the owner or lien creditor at the address stated in the agreement shall proceed with the sale of such property in the manner herein provided at the next scheduled sale of property to be held at least ninety (90) days after such default

Section 604 Sales of Property of Quasi-Public Corporation Where a claim becomes absolute and the property covered thereby is essential to the business of a quasi-public corporation the bureau shall have the right of execution thereupon as in cases of judgments against such corporations Upon the distribution of any fund realized by a sale of the franchises and the whole or any part of the property and assets of the corporation the court shall determine the actual value of the property bound by the tax claim and the claim shall be preferred with other like claims to the extent of the value of the property thus determined

Section 605 Upset Sale Price The bureau shall fix as the upset price to be realized at the sale of any property upon a claim absolute the sum of (a) the tax liens of the Commonwealth (b) the amount of the claim absolute and interest thereon on which the sale is being held (c) the amount of any other tax claim or tax judgment due on such property and interest on the judgment to the date of sale (d) the amount of all accrued taxes whether or not returned a record of which shall be furnished to the bureau by tax collectors receivers of taxes and taxing districts (e) the amount of the municipal claims against the property and (f) the record costs and costs of sale including pro rata costs of the publication of notice and costs of mail and posted notices in connection with the return of the claim and mail and posted notices of sale

It shall be the duty of all taxing districts having muni-

cial claims against any such property to certify the amount thereof to the bureau for the purpose of including the same in the upset price

No sale of property shall be made by the bureau unless a bid equal to the upset price is made and where sufficient is not bid the sale shall be continued from month to month without further advertisement for not more than three (3) months in order to give the bureau a chance to sell the property at private sale or to petition court for an order to sell the same freed and discharged of all liens as hereinafter provided

Section 606 Payments by Purchasers at Sales The purchaser of any property at any such sale shall as soon as the property is struck down pay to the bureau the entire purchase money In case said amount is not so paid the sale shall be voided and the property shall be put up again at the same sale

Section 607 Bureau's Return to Court Notice Confirmation Appeal (a) It shall be the duty of the bureau not later than sixty (60) days after a scheduled sale was held to make a consolidated return to the court of common pleas of the county wherein it shall set forth (1) a brief description of each property exposed to sale (2) the name of the owner in whose name it was assessed (3) a reference to the record of the tax claim on which the sale was held (4) the time when and the newspapers in which the advertisement for sale was made with a copy of said advertisement (5) the time of sale (6) the name of the purchaser if any and (7) the price for which each property was sold or that no bid was made equal to the upset price and the property was not sold Upon the presentation of said return if it shall appear to said court that such sale has been regularly conducted under the provisions of this act the said return and the sales so made shall be confirmed nisi

(b) The bureau shall at the expense of the county within ten (10) days after confirmation nisi of the return publish a general notice once in a newspaper of general circulation published in the county and in the legal journal if any designated by rules of court for the publication of legal notices stating (1) that the return of the bureau with respect to any such sale for taxes has been presented to the court (2) giving the date of such presentation and (3) that objections or exceptions thereto may be filed by any owner or lien creditor within sixty (60) days after the date of return otherwise the return will be confirmed absolutely

(c) In case no objections or exceptions are filed to any such sale within sixty (60) days after the date of return a decree of absolute confirmation shall be entered as of course by the prothonotary

(d) Any objections or exceptions to such a sale may question the regularity or legality of the proceedings of the bureau in respect to such sale but may not raise the legality of the taxes on which the sale was held or of the return thereof to the bureau or the claim entered therefor In case any objections or exceptions are filed they shall be disposed of according to the practice of the court If the same are overruled or set aside a decree of absolute confirmation shall be entered by the court

(e) If such objections or exceptions are sustained and the court deems the defect not amendable it shall by its order or decree invalidate the sale and order another sale to be held in conformity with this act at such time and under such conditions as it shall fix

(f) From the decision of the court of common pleas any party interested may appeal to the Supreme or Superior Court as in other cases

(g) If no objections or exceptions are filed or where objections or exceptions are finally overruled and the sale confirmed absolutely the validity of the tax its return for nonpayment the entry of the claim or the making of such claim absolute and the proceedings of the bureau with respect to such sale or the time of holding the sale or of petitioning court for an order of sale shall not thereafter be inquired into judicially in equity or by civil proceedings by the person in whose name such property was

sold his or her or theirs or his her of their grantees or assigns or by any lien creditor or other person whatever There shall be no period of redemption after such sale and the sale shall be deemed to pass a good and valid title to the purchaser free from any liens or encumbrances whatsoever except such liens as are hereafter specifically saved and in all respects as valid and effective as if acquired by a sheriff's deed

Section 608 Deed When the purchaser has paid the amount of his bid it shall be the duty of the bureau to make to the said purchaser his or their heirs or assigns a deed in fee simple for the property sold Each such deed shall be duly acknowledged before the prothonotary by the director and a notation of such deed and acknowledgment shall be duly entered on the proper records The deed shall before delivery be recorded in the office for the recording of deeds at the cost of the purchaser

Section 609 Certain Liens Divested by Sale Every such sale shall discharge the lien of every obligation claim lien or estate with which said property may have or shall become charged or for which it may become liable except no such sale shall discharge the lien of any ground rent or mortgage which shall have been recorded before such taxes became liens and which is or shall be prior to all other liens except other mortgages and ground rents

Section 610 Proceedings When Upset Price Not Bid In cases where the upset price shall not be bid at any such sale the property shall not be sold at that time and the sale shall be continued from month to month for not more than three (3) months without further advertising and the bureau shall sometime within one (1) year from the date of such sale file its petition in the court of common pleas of the county setting forth the tax claim upon which the property was exposed for sale that neither the owner his heirs or legal representatives or any lien creditor his heirs assigns or legal representatives or other person interested has redeemed the property that the property was exposed to public sale and the date of such sale that before exposing the property to public sale the bureau fixed an upset price as herein provided and that it was unable to obtain a bid sufficient to pay said upset price Upon the presentation of such petition accompanied with searches showing the state of the record and the ownership of the property and all tax and municipal claims liens mortgages and ground rents against the same the court shall grant a rule upon all parties thus shown to be interested to appear and show cause why a decree should not be made that said property be sold freed and cleared of their respective claims liens mortgages and ground rents The rule shall be made returnable in not more than thirty (30) days from the date the petition was presented

Section 611 Service of rule Service of the rule shall be made in the same manner as writs of scire facias are served in this Commonwealth When service cannot be made in the county where the rule was granted the sheriff of the county shall deputize the sheriff of any other county in this Commonwealth where service can be made If service of the rule cannot be made in this Commonwealth then the rule shall be served on the person named in the rule by the sheriff by sending him by registered mail return receipt requested postage prepaid at least fifteen (15) days before the return day of the rule a true and attested copy thereof addressed to such persons last known post office address The sheriff shall attach to his return the return receipts and if the person named in the rule has refused to accept the registered mail or cannot be found at his last known address shall attach evidence thereof This shall constitute sufficient service under this act

Section 612 Hearing and Order If upon hearing the court is satisfied that service of the rule has been made upon the parties named in the rule in the manner provided by this act and that the facts stated in the petition are true it shall order and decree that said property be sold at a subsequent day to be fixed by the court freed and

cleared of all tax and municipal claims mortgages liens charges and estates of whatsoever kind to the highest bidder and that the purchaser at such sale shall take and thereafter have an absolute title to the property sold free and clear of all tax and municipal claims mortgages liens charges and estates of whatsoever kind except ground rents separately taxed. Out of the proceeds of such sale shall be paid the costs set forth in the upset price at the prior sale and the additional costs incurred relative to this sale including the fee for title search not to exceed fifteen dollars (\$15). The remainder of said proceeds shall be distributed by the county treasurer as hereinbefore provided. After the purchaser shall have paid over the purchase price the bureau shall make and deliver a deed in the manner hereinbefore provided. When aforesaid petition for sale is presented within three (3) months after the date of the former sale the court on its order shall direct that no further advertisement is required. In cases where said petition is presented after the three (3) month period has expired the court shall in its order fixing a subsequent sale direct that the readvertisement of such sale need not be published three (3) consecutive weeks nor include a list and description of the lands to be sold but need only be advertised by one (1) insertion in one (1) or two (2) newspapers as hereinbefore provided for such advertisement at least thirty (30) days prior to the sale and include the purpose the time the place and the terms of such sale with a reference to the prior advertisement.

In any such petition for sale the bureau may if it deems the same advantageous request the court to fix the place of sale at the property to be sold and if the court is convinced the taxing districts interested will be benefited thereby it shall order the sale to be held on the property to be sold.

Section 613 Properties Not Sold Because of Insufficient Bid May be Sold at Private Sale. (a) Any time within one (1) year after any property has been exposed to public sale and such sale is continued because no bid was made equal to the upset price as hereinbefore provided the bureau may on its own motion and shall on the written instructions of any taxing district having any tax claims or tax judgments against said property agree to sell the property at private sale at any price approved by the bureau. Notice of the proposed sale stating the price and the property proposed to be sold shall be given to each such taxing district and to the owner of the property. The corporate authorities of any taxing district having any tax claims or tax judgments against the property which is to be sold or the owner may if not satisfied that the sale price approved by the bureau is sufficient within fifteen (15) days after notice of the proposed sale petition the court of common pleas of the county to disapprove the sale. The court shall in such case after notice to each such taxing district the owner the bureau and the purchaser hear all interested parties. After such hearing the court may either confirm or disapprove the sale as to it appears just and proper. If the sale is disapproved the court shall at the same time fix a price below which such property shall not be sold.

(b) When an offer to purchase any such property has been received and the price has been disapproved by the bureau the bureau shall on the written instructions of any interested taxing district submit by petition the proposed sale to the court of common pleas of the county for approval. The court shall after affording the owner and each taxing district having any tax claims or tax judgments against the property an opportunity to be heard on such notice as the court deems appropriate approve or disapprove the sale. If the court approves the sale it shall be consummated with like effect as though it had been approved by the bureau and by all taxing districts having said interest.

Section 614 Options. (a) The bureau shall have the right to accept option money to bind the private sale of any such property at the price offered therefor which shall be credited to the purchase price when the sale is effected or be retained for the use of the taxing districts

if the purchase price is not paid over. But if the purchase price is not approved or confirmed as hereinbefore provided and the sale is not consummated for that reason the option money shall be returned to the prospective purchaser. (b) Before a petition is presented to court for a subsequent sale as herein provided the bureau shall have the right to accept option money from any person who agrees to bid a certain agreed price for the property at the sale and such money shall be credited to the purchase price if such person purchases the property at the sale at a price not less than the agreed price. If said person does not bid the amount agreed upon or more or if the purchase price is not paid over then the option money shall be retained for the use of the taxing district. But if the property is sold to any other bidder for a price in excess of the agreed offer the option money shall be returned to the person having deposited the same. (c) Such option money shall be deposited in the county treasury.

Section 615 Deeds. When the price for the private sale of any said property has been finally approved or confirmed as hereinbefore provided the bureau shall upon payment over of the purchase price less the option money if any make to the purchaser his or their heirs or assigns a deed in fee simple for the property sold. Each such deed shall be in the name of the bureau as trustee grantor and shall be duly acknowledged before the prothonotary by the director. Such deed shall convey title to the purchaser free clear and discharged of all tax claims and tax judgments whether or not returned filed or entered as provided by this or any other act.

Section 616 When Bureau Shall Petition Court for Public Sale to Divest All Liens. The bureau may on its own motion during or after the aforesaid continuance of the prior sale after receiving the consent of all taxing districts having any tax claims or tax judgments against said property and shall on the written directions of such taxing districts file its petition in the court of common pleas for an order to sell the property at public sale free and discharged from all tax and municipal claims mortgages liens charges and estates of whatsoever kind in the manner hereinbefore provided. If within the period of ten (10) months after the date of said prior sale the said petition has not been filed or the property sold at private sale the bureau shall within the next immediately following two (2) months file its petition as aforesaid and sell the property at the time and place prescribed in the order of court if such order is made.

Section 617 Errors as to Descriptive Names etc May be Amended on Petition. When a property has been sold at public sale as herein provided and there are errors in the description or in the spelling of any person's name or other obvious errors in the claim or in the return to court or in any petition relative to the proceedings or in the bureau's tax deed such error may be amended by a petition to court for a rule on all parties interested to show cause why the records should not be amended and such errors corrected. After hearing on the rule the court may make such order relative thereto as to it seems just and proper.

Article VII

Property Purchased by Taxing District Prior to This Act

Section 701 Property Heretofore Purchased by Taxing Districts to be Turned Over to Bureau. Where the county commissioners any taxing district or trustee for any taxing districts have prior to the effective date of this act acquired any property at a tax sale or a sale on a judgment for a tax claim unless such property or interest shall have been resold or used for a public purpose for which the property might otherwise have been acquired such commissioners taxing district or trustees shall prior to the first day of January one thousand nine hundred forty-nine or in cases where the redemption period has not expired at such time immediately on the expiration thereof deliver possession of such property to the bureau together with all the pertinent information as to when and how it was acquired the taxes for which it was offered for sale at the time the party which purchased it the

mortgage liens or estates if any not discharged by such sale known to the taxing district to be a charge on the property and the taxes which would have been levied against such property had it not been purchased by the taxing district if known to the taxing district. Thereafter all rights and title to the property held by such taxing district or trustee shall vest in the county as trustee for all taxing districts having the power to levy taxes against such property if it were privately owned and the bureau shall become the agent of all taxing districts having an interest in the management and control of such property with the following powers and duties with respect thereto

Section 702 Powers and Duties of Bureau as Agent The property turned over to it as provided in the preceding section shall not be subject to redemption and until finally sold as hereinafter provided The Bureau shall manage and control the property for the trustee county with power (a) to lease the property for a period not exceeding one (1) year with the usual privilege of renewal on termination thereof upon three (3) months' notice but not for the purpose of extracting any minerals or oil or the cutting of timber (b) to make such repairs to the property as may be reasonably necessary to restore and maintain it in a tenantable condition and to carry insurance on such property (c) to advertise the property for sale or for rent (d) to appoint an agent or agents who shall be a licensed real estate broker or agent to collect the rentals and pay such agents the customary commissions for rent collection (e) to harvest and sell the crops or produce of the property (f) to sell any scrap or salvage resulting from repairs or alterations to buildings on the property or from the demolition of buildings no longer safe for occupancy (g) to recover the cost of advertising repairs alterations or demolition of buildings the harvesting of crops and the commissions of rental agents from the rental or sale of the property or any crops or salvage therefrom and (h) to sell the property at private sale to give options thereon and receive option money and to make deeds for such property when sold the same manner as provided in Article VI

The bureau shall not in any case incur any expense for the maintenance repair or alteration of any such property in excess of eighty per centum (80%) of the amount of rental to be received for such property within a period of one (1) year under a lease entered into at or before the time such expense is incurred

Section 703 Such Properties to be Sold Under Provisions of Article VI All properties so turned over to the bureau which have not been sold at private sale as hereinbefore provided shall be sold by the bureau at public sale held not later than the first day of June one thousand nine hundred fifty-one Such sales shall be made if requested by the county commissioners taxing district or trustee which delivered possession thereof to the bureau in the same manner as if said property was being sold at a first sale on a tax claim as provided in articles III and VI and if no such request is made upon petition to court for an order to sell clear and free of all claims liens mortgages and estates in the same manner with like proceedings and with like effect as if said properties had been first expised to public sale as provided in Article VI but not sold because of insufficient bid The sale of properties turned over to the bureau under the provisions of this article shall except as herein otherwise provided be subject to all the provisions of Article VI in so far as they may be applicable and when sold at public sale by order to court as above provided such properties shall be sold free and discharged from all tax and municipal claims mortgages liens charges and estates whatsoever

It is the intent of this section that where said property is exposed to a first public sale at the request of the county commissioners or trustee as above provided but is not sold because of insufficient bid the property shall thereafter be sold by order of court not later than the first day of June one thousand nine hundred fifty-one freed and discharged from all liens and encumbrances as provided under article VI

Article VIII

Repeals and Effective Date

Section 801 Act of Assembly Repealed The following acts and part of acts are hereby repealed in so far as they apply to taxing districts coming within the provisions of and operating under this act

The act approved the third day of April one thousand eight hundred four (P. L. 517) entitled "An act directing the mode of selling unseated lands for taxes"

Section twenty-four of the act approved the twenty-eighth day of March one thousand eight hundred fourteen (P. L. 352) entitled "An act establishing a fee bill"

The act approved the thirteenth day of March one thousand eight hundred fifteen (P. L. 177) entitled "An act to amend the act entitled 'An act directing the mode of selling unseated lands for taxes and for other purposes'"

Sections one two and five of the act approved the twenty-ninth day of March one thousand eight hundred twenty-four (P. L. 167) entitled "A further supplement to the act entitled 'An act directing the mode of selling unseated lands for taxes and for other purposes'"

Sections five six and seven of the act approved the fourteenth day of April one thousand eight hundred forty (P. L. 349) entitled "A supplement to an act entitled an act to incorporate a Turnpike Road company passed fourteenth February eighteen hundred and thirty-eight and for other purposes"

Section forty-one of the act approved the twenty-ninth day of April one thousand eight hundred forty-four (P. L. 486) entitled "An act to reduce the state debt and to incorporate the Pennsylvania canal and railroad company"

Section two of the act approved the ninth day of March one thousand eight hundred forty-seven (P. L. 278) entitled "An act in relation to the sales of unseated lands in the several counties of this Commonwealth" and the amendments thereto

Section thirty-two of the act approved the twenty-fifth day of April one thousand eight hundred fifty (P. L. 569) entitled "An act relating to the bail of executrixes to partition in the orphans' court and common pleas to colored convicts in Philadelphia to the limitation of actions against corporations to actions enforcing the payment of ground rent to trustees of married women to appeals from awards of arbitrators by corporations to hawkers and peddlers in the counties of Butler and Union to the payment of costs in actions by informers in certain cases to taxing lands situate in different townships and in relation to fees of county treasurers of Lycoming Clinton and Schuylkill to provide for recording the accounts of executors administrators guardians and auditors' reports and to amend and alter existing laws relative to the administration of justice in this Commonwealth"

The act approved the fifteenth day of May one thousand eight hundred seventy-four (P. L. 192) entitled "An act to make the redemption money paid by a lien creditor a prior lien on the title of the debtor in the land that is redeemed"

The act approved the thirteenth day of May one thousand eight hundred seventy-nine (P. L. 55) entitled "An act regulating the right of redemption of seated lands returned to the county commissioners and sold for non-payment of taxes"

The act approved the eleventh day of June one thousand eight hundred seventy-nine (P. L. 151) entitled "A supplement to an act entitled 'An act to amend an act directing the mode of selling unseated lands for taxes and for other purposes' approved the thirteenth day of March one thousand eight hundred and fifteen providing for special sales of such lands where the same have not been sold by the treasurer at the last regular sales"

The act approved the eighth day of July one thousand eight hundred eighty-five (P. L. 268) entitled "An act relative to the purchase of lands by county commissioners at sales thereof for arrearages of taxes"

The act approved the twenty-ninth day of May one thousand nine hundred thirty-one (P. L. 280) entitled "An act relating to delinquent taxes on seated lands and

prescribing interest charges on nonpayment thereof requiring the receivers and collectors of county city borough town township school district and poor district taxes to make a return to the county commissioners of such unpaid taxes and providing for the lien thereof authorizing the county treasurers to collect such taxes and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances" and the amendments thereto

The act approved the twenty-eighth day of July one thousand nine hundred forty-one (P. L. 535 entitled "An act providing for the redemption of real property purchased by political subdivisions at tax sales upon the payment of the amount charged against the same and costs by installment payments and prescribing the procedure therefor"

Section 802 General Repeal All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 803 The provisions of this act shall become effective on the first day of January one thousand nine hundred forty-eight

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

MOTION TO DROP BILL FROM CALENDAR

Mr. O'CONNOR. Mr. Speaker, when this bill was before us earlier in the evening I made a motion to drop the bill from the calendar. Since that time a more careful study of the bill has revealed many discrepancies and conflicting phrases in the bill that make it even in worse shape than I originally thought it was. Therefore, Mr. Speaker, I again move you that Senate Bill 578, Printer's No. 603, be dropped from the calendar.

On the question,

Will the House agree to the motion?

Mr. WATKINS. Mr. Speaker, I am somewhat surprised at the motion made by my good friend, the gentleman from Cambria, Mr. O'Connor. We all know that good things are left often for the last, and this being the last bill on our calendar, it appears to me that the Members of the House want the privilege of voting on this bill, for it is a good thing.

Senate Bill No. 578, as I related yesterday, with its optional features amends the delinquent real estate tax sale law. It clarifies the record and corrects a system by which tax sales' titles can also be clarified and become as good as any title that can be given on real estate. The purpose, therefore, is to simplify and to strengthen collection of delinquent real estate tax laws.

The bill establishes one agency to receive all real estate tax claims. It provides a uniform method for conducting tax sales. This bill is the result of five years of study by the Local Government Commission and is endorsed by the State Association of County Commissioners, the Pennsylvania School Directors' Association, and also the city, borough and township organizations throughout our Commonwealth.

For these reasons, therefore, I oppose the motion made by the gentleman from Cambria, Mr. O'Connor, feeling as I said before, that the House should be given the privilege of voting for or against this measure. So I ask that the motion be defeated.

Mr. JOHNSON. Mr. Speaker, I have always been interested, especially for the past five or ten years, in the efficient collection of taxes in Pennsylvania and have made a thorough study of a plan to consolidate all different tax collecting agencies having records of delinquent taxes, and consolidate them in the office of the County Commissioners in the county where the tax claims are. This is a very fine bill and will result in a very fine collection of taxes in Pennsylvania, and in deference to the men who have worked so hard on this bill I ask the membership to vote down the motion and give us a chance to debate this bill and vote on it in a good parliamentary manner.

Mr. TURNER. Mr. Speaker, I desire to interrogate the gentleman from Cambria, Mr. O'Connor.

The SPEAKER. Will the gentleman from Cambria permit himself to be interrogated?

Mr. O'CONNOR. I shall, Mr. Speaker.

Mr. TURNER. Mr. Speaker, is this bill an optional bill that will permit the county commissioners to either adopt this procedure or not?

Mr. O'CONNOR. Mr. Speaker, in answer to the gentleman I would say there is such a provision in this bill, which I think is not effective.

Mr. TURNER. In what manner, Mr. Speaker.

Mr. O'CONNOR. Mr. Speaker, in answer to the gentleman, I intend to discuss all those matters if we are going to debate the bill. I do not think I should discuss it on this motion.

Mr. TURNER. That will be all. I thank the gentleman.

On the question recurring,

Will the House agree to the motion?

It was not agreed to.

On the question recurring,

Shall the bill pass finally?

Mr. O'CONNOR. Mr. Speaker, this is a bill to revise and consolidate the laws of Pennsylvania relative to delinquent taxes and the sale of real estate on which the delinquent taxes have not been paid. Let me say at the start that in my opinion this is not a good bill. My reasons for making that statement are these: This bill does not apply to Philadelphia, to Pittsburgh, to Scranton, to any third class city unless it wants it, or to any county unless it has agreed to be subject to its provisions.

Mr. Speaker, my experience here has been that when there is anything good in a bill before this House, the Members of the House in the districts or municipalities mentioned want it. This bill does something for the poor taxpayers and home owners in all the townships and all the boroughs in the State of Pennsylvania, and I repeat, if there is anything good in the bill, why don't these other districts avail themselves of the provisions of this bill? The conditions set up in this bill are practically no different from what they are today. If an owner of real estate today does not pay his taxes they are returned on the first Monday of May preceding the month in which they are returned to the County Commissioners' office, where they are transcribed and sent to the County Treasurer's office. There the County Treasurer holds them for two years, and if the taxes are not then paid the County Treasurer holds a sale in which the property is sold at a tax sale, and the owner of the property has two years from the date of that sale to come in and pay his taxes and redeem his property. If there is no bidder at the

Treasurer's sale the county must buy the property, and in buying the property the County Commissioners do not spend one cent of money. Not only must the County Commissioners hold the property for two years more for these owners to redeem, but if they do not sell the property for five years or ten years or any length of time, while title to that property remains in the county, then the former owner can redeem the property by paying all the taxes against it.

The worst feature in the bill is this, it abolishes the right of redemption as it formerly existed. As I said before the mechanics of the bill are practically the same. It is two years from the date that the tax is levied until the County Treasurer conducts the sale. On the day he conducts the sale anyone buying the property receives a valid deed that day from the County Treasurer, and the former owner is forever debarred from coming in and claiming his property.

This bill also repeals the law that we have on our books today which permits the former owner to come into the County Commissioners, if they still own it and show a title to the property, and redeem it for a period of five years without any cost to the county, but all the taxes, costs and interest must be paid by the former owner. Therefore, no one can lose a cent by continuing as is done at the present time. This bill if enacted into law would set up two systems to cover delinquent taxes in all counties having second and third class cities and second class A. In my own County of Cambria, if this law is enacted, the City of Johnstown, being a third class city, can pass a resolution to the effect that it would not be governed by the new law. Then you would have one set of laws governing delinquent taxes outside the third class cities, and another set of laws governing delinquent taxes in the third class cities.

Take Westmoreland County, for example, where there are five third class cities. You might have two or three different laws in the third class cities and still a different one governing the collection of delinquent taxes in the county. It would do away with the duty of abstracting titles and certifying them, and the only result of that would be a greater cost in the property taxation and the transfer of property.

Now, this law if enacted would become effective on the first day of January, 1948. This law also repeals all delinquent tax laws from 1804 down to and including 1941. Hence on January 1, 1948, if this bill be enacted, those delinquent tax laws are no longer in effect. Then some time in the month of January 1948, if the county sees fit, it can pass a resolution saying that they will not accept the terms of the new law.

The question I would like to have answered by those who support this bill is, will that resolution passed by the County Commissioners in the middle of January, 1948, reinstate the laws or reenact the laws on real estate that were divested on January 1, 1948.

Mr. Speaker, this bill if enacted, as I said before, applies only to townships and boroughs where there will be no period of redemption for the poor taxpayers. Two years after the bill is passed it will be sold and the title gone, but in the cities of Pittsburgh, Philadelphia, Scranton and in the third class cities there will be no limit to the time at which the former owners could redeem that property so

long as the County Commissioners still own it. Nothing in my mind can be more unfair or discriminatory.

It is well known that the coal companies in the last few years have been selling their homes to the miners on the installment payment plan, some for as long as ten to fifteen years. If the prediction of some of the statesmen comes true, that there is going to be an economic reaction unfavorable to the working people, I ask you what is going to become of the homes of these poor people. It will not then be a case of removing a poor man out of his home because he refuses to work, but removing him from his home because he does not make the payments on it. Also, if they do make their payments and pay their taxes he is going to run foul of the racketeer. On the day on which the house is sold at a tax sale, the racketeer will be there with a few hundred dollars, and because the home owner is in distress, the racketeer will be able to buy that property for a few dollars and receive a good and valid deed for it. I believe it is the intention of this House to protect the small home owner and his family, therefore, I ask you to vote this bill down.

Mr. WATERHOUSE. Mr. Speaker, I think I should just say a word about this bill. On page 63 lines 11 to and including 18, there is an amendment which carries all the provisions of House Bill 419. This bill was introduced in the House and passed third reading by a vote of 199 to nothing, and it provided for the sale of property that had been held by the taxing body. That bill is badly needed in our county, and I think in lots of others, due to the fact that there has been a terrible racket by people buying up bankrupt land companies, and then coming in and completing the sale after the advertising has taken place and the sale is up before the judges for confirmation. I certainly hope that this bill will be supported.

Mr. JOHNSON. Mr. Speaker, in answer to the gentleman from Cambria, Mr. O'Connor, I would say that this is a very good bill and not a bad bill. At this session of the Legislature we have passed a great many salary increase bills. We have had a huge budget all over the State of Pennsylvania.

The school districts, we will soon pass House Bill 417 which will place a burden on the Commonwealth and on the various school districts. As I said before, those who have had to do with the collection of taxes in Pennsylvania realize that something will have to be done to speed up and make more efficient and more careful the collection of taxes in Pennsylvania. So they developed the idea of a tax claim setup, which will mean the speeding up of the collection of taxes.

Mr. O'Connor says that there is no right of redemption after two years, but I say that during the two year period after you get your tax notice the taxpayer is protected every inch of the way. This bill has been meticulous to give him notice at every step in a proceeding and even after two years if he has made a serious attempt he can get another year to pay his taxes on the instalment plan.

This is a "may" bill, and answering Mr. O'Connor, I might say this is mandatory in the townships and boroughs of Pennsylvania, but it is true as to the third class cities, that they can come under it if they want to. We would like to see the counties come in under it; it would be a step in the right direction if they would all come under the provisions of this act. There would be one place

in the county for the payment of taxes. And in the third class cities, in our case, our city treasurer has the city tax sales, conducts the city tax sales. The third class school districts file their tax bills in the Prothonotary's office. Then we have all the other taxes filed or returned to the County Treasurer's office. It would certainly be a pay-off in our county. It would facilitate things for all the tax sales and the searching of title and generally carrying on good government.

We are asked to carry House Bill 800 on account of the fact that real estate taxes have not been collected as well as they should in our Commonwealth. Liens are filed in the Prothonotary's office. They are revised every year, year after year. Under this bill the taxes will be collected and the property put back on the tax roll. I say that the little annoyances and inconveniences mentioned by the gentleman from Cambria, Mr. O'Connor, is a smoke screen. This bill has been studied and given a great deal of thought by men who are interested in tax collections and who are also interested in home rule, good local home rule government.

Mr. O'CONNOR. Mr. Speaker, in reply to the gentleman from Erie, Mr. Waterhouse, as to the provisions on page 63 of this bill, I am wondering if Mr. Waterhouse knows that the provisions of this bill apply only to the former owners and that the former owner is the only one who could come in after the ordinary period of redemption and pay it on instalments. It cannot be taken advantage of by him or me or anyone else.

Mr. Johnson has said that this bill would speed up the collection of taxes. I differ there with him. This bill is designed primarily to take the last bite out of the poor man, the home owner, the working man. You have provided by legislation here that you can tax the husband's wages for the wife's school tax and his own tax as well, and this is the last straw. Now, you don't speed up the collection of taxes by cutting your taxes but by stealing the homes from the poor home owner after two years, instead of giving him the right to come in and redeem his property over a period of years, which right he has had for a long, long time.

Again I ask you to vote this bill down and not penalize those of us who live in the townships and boroughs.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—161

Aaronson,	Gorman,	Mazza,	Scott,
Beech,	Graybill,	McCosker,	Serrill,
Bender,	Greenwood,	McCullough,	Shoemaker,
Bonawitz,	Greer,	McDonald,	Simons,
Boorse,	Griffiths,	McKinney,	Smith, C. C.,
Bower,	Guthrie,	McMillen,	Smith, C. M.,
Breisch,	Gyger,	Mikula,	Sollenberger,
Brice,	Hall,	Miller,	Sorg,
Brunner,	Haller,	Mintess,	Sproul,
Cadwalader,	Haudenschild,	Mohr,	Stimrael,
Cassidy,	Helm,	Moore, C. E.,	Stockham,
Clevenger,	Henry,	More, H. A.,	Stonier,
Cook,	Hewitt,	Morrison,	Stuart,
Cooper,	Hocker,	Murray,	Thomassy,
Cordier,	Hoffman,	Myers,	Thompson,
Costa,	Hoopes,	Najaka,	Tittle,
Crowley,	Horan,	Naumann,	Tompkins,
Dague,	Imbt,	Neff,	Toomey,
Dalrymple,	Jennings,	Nelson,	Turner,
Davison,	Johnson,	O'Dare,	Upshur,

De Long,	Johnston,	O'Donnell,	Vaughan,
Demech,	Jones,	Orban,	Wachhaus,
Dennison,	Jump,	Patten,	Wagner,
Depuy,	Kean,	Pichney,	Waldron,
Dix,	Kelley,	Pickens,	Wallin,
Dye,	Kemp,	Price,	Walton,
Efenberg,	Kent,	Propert,	Waterhouse,
Elder,	Kline,	Ragot,	Watkins,
Erb,	Kohl,	Reagan,	Watson,
Ewing,	Krise,	Reese, D. P.,	Weidner,
Feola,	Kurtz,	Reilly, J. M.,	Wescott,
Fish,	Laughner,	Reilly, W. J.,	West,
Fiss,	Layer,	Richter,	Wolf,
Flack,	Lee,	Riley,	Wood,
Fleming,	Leisey,	Robbins,	Worley,
Foor,	Livingston,	Robertson,	Yeakel,
Frost,	Livingstone,	Rose,	Yester,
Gallagher,	Loftus,	Rowen,	Young,
Gibson,	Lyons,	Royer,	Lichtenwalter,
Goff,	Madden,	Sax,	Speaker
Goodling,	Madigan,		

NAYS—37

Andrews,	Chervenak,	Needham,	Scanlon,
Bane,	Chudoff,	O'Connor,	Schuster,
Barrett,	Cochran,	O'Neill,	Snider,
Baumunk,	Cole,	Petrosky,	Stank,
Bentzel,	Evans,	Polaski,	Swope,
Bloom,	Getchey,	Powers,	Verona,
Boles,	Kirley,	Readinger,	Weiss,
Brown,	Lovett,	Reese, R. E.,	Wheeler,
Buccin,	Mills,	Sarra,	Yetzer,
Capano,	Mooney,		

NOT VOTING—7

Kratz,	Mihm,	Tahl,	Trout,
McCormack,	Root,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed the same with amendments in which the concurrence of the Senate is requested.

SENATE MESSAGES

CONCURRENCE IN HOUSE RESOLUTIONS

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 16, 1947.

Resolved (if the Senate concurs), That House Bill No. 35, Printer's No. 442, entitled "An act to further amend the act, approved the twenty-fifth day of July, one thousand nine hundred thirteen (P. L. 1024), entitled 'An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecution; and by repealing all acts and parts of acts inconsistent with the provisions thereof,' changing hours of labor and restrictions relative to age in certain employments and extending provisions to include additional persons," be returned to the Governor without amendment.

The Clerk of the Senate being introduced informed that the Senate has concurred in the resolution from the House of Representatives as follows:

In the House of Representatives, June 16, 1947.

Resolved (If the Senate concur), that House Bill No. 896, Printer's No. 965, entitled "An act providing a monthly expense allowance for members of the General Assembly," be recalled from the Governor for the purpose of amendment.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 378

An Act to further amend sections one thousand one hundred twenty-one and one thousand one hundred thirty of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" eliminating certain obsolete provisions and providing for the salaries of assistant superintendents and certain supervisors working under the supervision of the county superintendent

SENATE BILL No. 491

An Act to further amend Subsection C of Section two hundred four of the act approved the fifteenth day of May one thousand nine hundred thirty-three (P. L. 624) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employees of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the establishment of branch offices and sub-agencies and for the approval thereof by the Department of Banking and the Banking Board

SENATE BILL No. 506

An Act to further amend the act approved the second day of May one thousand nine hundred twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" providing for fixing the number and compensation of all appointed officers deputies assistants clerks and other persons whose compensation is paid out of the county treasury whether employed by the county the courts or by any judge thereof creating a salary board in each county except counties of the second and third class defining its powers and duties providing for appeals and repealing inconsistent act

SENATE BILL No. 507

An Act abolishing all existing county salary boards in

counties of the fourth fifth sixth seventh and eighth class and providing for the transfer of their books records and property

SENATE BILL No. 615

An Act making provisions for community property law providing that the act shall apply to husbands and wives and their property subsequent to the effective date of the act defining separate property and the community property of the husband and wife providing for the management control and disposition thereof including the homestead defining the ownership of funds on deposit in any bank or banking institution providing for the rights and remedies of creditors providing that either spouse may give or convey his or her community property to the other providing for disposition of community property on dissolution of marriage providing for the substitution of one spouse under certain conditions for the other through legal proceedings in the management control and disposition of community property providing for the administration and distribution of the interests of a deceased spouse in community property

SENATE BILL No. 689

An Act to further amend the act approved the seventeenth day of June one thousand nine hundred thirteen (P. L. 507) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by providing further for the assessment collection and lien of the tax granting certain enforcement and investigatory powers to taxing authorities and imposing duties on certain county officers

SENATE BILL No. 707

An Act relating to boarding houses for children providing for the licensing and inspection thereof and the adoption of rules and regulations for the maintenance operation and conduct thereof by the Department of Welfare defining offenses and prescribing penalties and making an appropriation

SENATE BILL No. 814

An Act to amend section two of the act approved the twenty-fourth day of June one thousand nine hundred thirty-nine (P. L. 806) entitled "An act limiting the number of licenses for the retail sale of liquor malt or brewed beverages or malt and brewed beverages to be issued by the Pennsylvania Liquor Control Board defining hotels and prescribing the accommodations required of hotels in certain municipalities" by removing certain restrictions for a limited period of time as to the licensing of veterans' organizations

SENATE BILL No. 848

An Act increasing the salaries of all elected county officers of counties of the first class and of certain elected officers of cities coextensive therewith

SENATE BILL No. 860

An Act to make unlawful the possession of untaxed or unstamped cigarettes and providing for summary conviction and penalties.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

REPORT OF COMMITTEE OF CONFERENCE ON SENATE BILL No. 580

The SPEAKER laid before the House the report of the Committee of Conference on Senate Bill No. 580, Printer's No. 617.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 580, entitled: "An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled 'A further supplement to and act entitled "An act to provide revenue by taxation" approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine' by establishing an exception for capital actually and exclusively employed in coal mining or coal mining and preparation plant business and the laundering and/or supplying of laundered articles and meat processing and/or curing business with regard to the capital stock tax and franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies and postponing the effective date of said exemption."

Respectfully submit the following bill as our report:

MONTGOMERY F. CROWE,
A. H. LETZLER,
BURTON E. TARR,
(Committee on the Part of the Senate.)
EDWIN C. EWING,
EUSTACE H. BANE,
(Committee on the Part of the House of Representatives.)

An Act to further amend section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by establishing an exemption for capital actually and exclusively employed in coal mining or coal mining and preparation plant business with regard to the capital stock tax and franchise tax on domestic and foreign corporations joint-stock associations limited partnerships and companies and postponing the effective date of said exemption

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section twenty-one of the act approved the first day of June one thousand eight hundred eighty-nine (P. L. 420) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred seventy-nine" as last amended by the act approved the fourteenth day of May one thousand nine hundred forty-seven (Act Number 97) is hereby further amended to read as follows

Section 21 (a) That every domestic corporation other than corporations of the first class nonprofit corporation and cooperative agricultural associations not having capital stock and not conducted for profit and every joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of Revenue a tax at the rate of five mills upon each dollar of actual value of its whole capital stock of all kinds including common special and preferred as ascertained in the manner prescribed in said twentieth section Provided That the tax of five mills imposed by this subsection on reports filed for the calendar year one thousand nine hundred forty-seven and one thousand nine hundred forty-eight or for the fiscal years beginning in the calendar

years on thousand nine hundred forty-seven and one thousand nine hundred forty-eight shall apply to the taxation of capital stock of corporations limited partnerships and joint association (A) organized for manufacturing purposes excepting companies engaged in the distilling of liquors and (B) organized for coal mining purposes provided further that after said two year period the provisions of this section shall not apply to the taxation of of the capital stock of corporations limited partnerships and joint-stock associations (A) organized for manufacturing purposes which is invested in and actually and exclusively employed in carrying on manufacturing within the State excepting companies engaged in the distilling of liquors and such a enjoy and exercise the right of eminent domain and (B) organized for coal mining purposes and which is invested in and actually and exclusively employed in carrying on coal mining or coal mining and the preparation of coal for market but every corporation limited partnership or joint-stock association organized for the purpose of manufacturing or coal mining or coal mining and the preparation of coal shall pay the State tax of five mills herein provided upon such proportion of its capital stock if any as may be invested in any property or business not strictly incident or appurtenant to the manufacturing or coal mining or coal mining and coal preparation business in addition to the local taxes assessed upon its property in the district where located it being the object of this proviso to relieve from State taxation only so much of the capital stock as is invested purely in the manufacturing plant and business or in the coal mining or in the coal mining and preparation plant and business

(b) Every foreign corporation joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of Revenue a franchise tax at the rate of five mills upon a taxable value to be determined in the following manner The actual value of its whole capital stock of all kinds including common special and preferred shall be ascertained in the manner prescribed in the twentieth section of this act and shall then be divided into three equal parts

(1) Of one third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the value of the taxpayer's tangible property not actually and exclusively used in manufacturing or in coal mining or coal mining and preparation situated within the Commonwealth and whose denominator is the value of all the taxpayer's tangible property wherever situated

(2) Of another third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the expenditures of the taxpayer for wages salaries commissions or other compensation to its employees not exclusively engaged in manufacturing or in coal mining or coal mining and preparation in this Commonwealth is hereinafter provided and whose denominator is the total expenditures of the taxpayer for wages salaries commissions or other compensation to all its employees

(3) Of the remaining third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the amount of the taxpayer's gross receipts from business not strictly incident or appurtenant to manufacturing or to coal mining or coal mining or preparation in this Commonwealth assignable to this Commonwealth as hereinafter provided and whose denominator is the amount of the taxpayer's gross receipts from all its business

The sum of the amounts determined in accordance with the foregoing three rules shall be the taxable value In a case where only two of the foregoing three rules are applicable the remaining third equal part of the value of the entire capital stock shall be divided into two equal parts each of which shall be apportioned in accordance

with one of the remaining two rules. If only one of the three rules is applicable that part of the entire capital stock attributed to business carried on within the Commonwealth shall be determined solely by that rule.

The amount assignable to this Commonwealth on expenditures of the taxpayer for wages salaries commissions or other compensation to its employees shall be such expenditures for the taxable year as represent the wages salaries commissions or other compensation of employees not chiefly situated at connected with or sent out from premises for the transaction of business maintained by the taxpayer outside the Commonwealth.

The amount of the taxpayer's gross receipts from business assignable to this Commonwealth shall be (1) the amount of its gross receipts for the taxable year except those negotiated or effected in behalf of the taxpayer by agents agencies chiefly situated at connected with or sent out from premises for the transaction of business maintained by the taxpayer outside the Commonwealth and except rents and royalties and interest and dividends (2) rental or royalties from property situated or from the use of patents within this Commonwealth and (3) dividends and interest except such dividends and interest attributable to the business conducted on premises maintained by the taxpayer outside the Commonwealth. If a taxpayer maintains an office warehouse or other place of business in a state other than this Commonwealth for the purpose of reducing its tax under this subsection the Department of Revenue shall in determining the amount of its gross receipts from business assignable to this Commonwealth include therein the gross receipts attributed by the taxpayer to the business conducted at such place of business in another state.

In the case of construction contracts negotiated or effected at an office in the State of Pennsylvania but performed outside the State the gross receipts under such contracts shall be assignable outside the State except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the State and partly outside the State such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in Pennsylvania under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year. In the case of construction contracts negotiated or effected at an office outside the State but performed in the State the gross receipts under such contract shall be assignable to the State except that if the activities under any such contract to which the gross receipts are attributable shall occur partly within the State and partly outside the State such proportion of the gross receipts under said contract shall be assignable to Pennsylvania as the direct and indirect costs incurred in the State under the contract for the taxable year bear to the total costs incurred thereunder for the taxable year.

A rule shall not be deemed to be inapplicable merely because all the tangible property or the expenditure of a taxpayer for wages salaries commissions or other compensation or the gross receipts of the taxpayer are found to be situated incurred or received without the Commonwealth.

Notwithstanding the foregoing provisions of this subsection (b) the franchise tax of five mills imposed by subsection (b) on reports filed for the calendar years one thousand nine hundred forty-seven and one thousand nine hundred forty-eight and for fiscal years beginning in the calendar years one thousand nine hundred forty-seven and one thousand nine hundred forty-eight shall apply to the taxation of corporations limited partnerships and joint-stock associations (a) organized for manufacturing purposes excepting companies engaged in the distilling of liquors and (b) organized for coal mining or coal mining and preparation without excluding from the numerator of the applicable fractions tangible property actually and exclusively used in manufacturing or coal mining and preparation compensation of employees exclusively engaged in manufacturing or coal mining and preparation and

gross receipts from business strictly incident or appurtenant to manufacturing or coal mining and preparation.

After said two year period the provisions of this subsection shall apply to the taxation of corporations limited partnerships and joint-stock associations organized for manufacturing purposes and coal mining and preparation.

(c) It shall be the duty of the treasurer or other officers having charge of any such corporation joint-stock association or limited partnership upon which a tax is imposed by this section to transmit the amount of said tax to the Treasury of the Commonwealth within the time prescribed by law. Provided That for the purposes of this act interest in limited partnerships or joint-stock associations shall be deemed to be capital stock and taxable accordingly. Provided further That corporations limited partnerships and joint-stock associations liable to a tax under this section shall not be required to pay any further tax on the mortgages bonds and other securities owned by them and in which the whole body of stockholders or members as such have the entire equitable interest in remainder but corporations limited partnerships and joint-stock associations owning or holding such securities as trustees executors administrators guardians or in any other manner than for the whole body of stockholders or members thereof as sole equitable owners in remainder shall return and pay the tax imposed by this act upon all securities so owned or held by them as in the case of individuals. Provided further That the tax of five mills imposed by this section on reports filed for the calendar years one thousand nine hundred and thirty-five and one thousand nine hundred and sixty-six and for each calendar year thereafter or for the fiscal years beginning in the calendar years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six and for each fiscal year thereafter shall apply to the taxation of the capital stock of corporations limited partnerships and joint-stock associations organized for laundering and for the processing and curing of meats their products and by products excepting companies engaged in the distilling of liquors. Provided further That in case of fire and marine insurance companies the tax imposed by this section shall be at the rate of five mills upon each dollar of the actual value of the whole capital stock. Provided That nothing in this act shall be so construed as to apply to building and loan associations chartered by the State of Pennsylvania.

Section 2 The provisions of this act shall be retroactive to the first day of January one thousand nine hundred forty-seven so that domestic and foreign corporations limited partnerships and joint-stock associations organized for manufacturing and coal mining and preparation purposes shall pay the tax imposed for the calendar years one thousand nine hundred forty-seven and one thousand nine hundred forty-eight or for the fiscal years beginning in the calendar years one thousand nine hundred forty-seven and one thousand nine hundred forty-eight as other domestic and foreign corporations limited partnerships and joint-stock associations.

Section 3 The provisions of this act shall become effective immediately upon final enactment.

On the question,

Will the House adopt the report of the Committee of Conference?

Mr. TURNER. Mr. Speaker, I arise to oppose the adoption of this report, and I would ask the indulgence of the House, notwithstanding the fact that the hour is late, because we all know that we are going to have to be here for some time. I am suffering with a cold and therefore am physically feeling below par, and I am suffering with some mental disability caused by the session, which therefore makes me feel pretty sore.

When a man enters into the armed forces of his country he expects that he may be ordered into the trenches or into the front line, and that as a result he may be sub-

jected to shot and shell and bombs and other instruments of warfare that may cause him to be wounded or maimed. However, that is a part of the routine, the very thing for which he has entered the service, and he does not have a feeling of ill will. On the other hand when a man enters the Legislature of Pennsylvania he too must expect to be subjected to the exigencies of legislative battles and to take his defeats as they come along with a smile, and though his head may be bloody, still it will be unbowed.

In the years I have been here I have had to take some pretty hard punches; I have had to take some pretty hard kicks and I have taken some pretty hard blows, but I still have been able to raise my head, bloody but still unbowed.

Last week we had Friday the thirteenth. Friday the thirteenth to me was a painful day. Last summer the Reference Bureau spent many weeks here in the study of the codification of the liquor laws of Pennsylvania, and during the months of December and the early part of the winter we labored diligently in an endeavor to produce a code that would reconcile things that were controversial. It was introduced into this House, it was reported from Committee and it was immediately subjected by a great many people, and particularly by the press, to the greatest amount of misstatement, misconception and abuse and everything else that you could think of. Now, there were a lot of good things in that bill, but they didn't seem to be brought up or mentioned, each time they took a punch at the most controversial things, but the bill sailed through this House and over into the Senate and there it met a barrage of amendments. Until, may I say, they tore her tattered ensign down, and set every threadbare sail. They gave her to the God of Storms, the lightening and the gale, and she sank beneath the waves.

And then we labored in the Attorney General's office and in the Reference Bureau we worked for many weeks over a bill that we thought would promote stream clearance in Pennsylvania, a sewerage disposal bill which created a lot of controversy here but passed the House and went to the Senate. And again, in the wee small hours of Friday the thirteenth they brought out their submarines and gave us a couple of shots and scuttled 551 and also scuttled the stream clearance program for the next two years, as I see it.

But, Mr. Speaker, I sat here in the wee hours of Friday the thirteenth, with messengers coming from the Senate to tell me that 117 had been pickler, that 551 had been sent back to committee, but I didn't mind that very much. I just thought it was a repetition of the exigencies of legislative battles.

But then, Mr. Speaker, a new day had dawned, then the fourteenth, and then I thought maybe a new sun had arisen over my legislative experience.

And then I found 666 on the calendar, a bill that ripped out of existence the Tunnel Commission in Delaware County and substituted another one. I thought that surely the country Members and the Democratic Members on the other side of the House would have sympathy for the poor farmers of Delaware County against the city slickers of Philadelphia and they would arise to my defense once I reported it out, but, Mr. Speaker, I had under-estimated the capacity of that leader of the Phila-

delphia delegation, Charley Smith. He had with his cohorts and assistants and other persons led this House on House Bill No. 666, and I found out that he not only had the country Members with the city slickers, but that he had penetrated the ranks of the Democrats on the other side of the House. After the session was over, I think the Philadelphia newspapers, particularly the Philadelphia Inquirer, who promote that sort of contest, gave to Charlie Smith the highest award for the job he had done for Philadelphia in the Legislature in this session.

I never mind being defeated by a champion, I never mind being defeated by one who shows that he has the capacity for leadership to play the game, and to the gentleman from Philadelphia I take off my hat for the victory he won on 666. I am still kicking my coattails for the way I handled it. With all the complaints that I have, and all the ills that I have suffered in this session I have now sunk to the depths of ignominy on Senate Bill 580.

In the early part of this session the gentleman from Montgomery, Mr. Propert, and the gentleman from Allegheny, Mr. Richter, sought to right a wrong that was committed in 1938. The Capital Stock Tax Act carried exemptions for manufacturers, for laundries and meat processors. In 1937 the laundry processors were taken out. I imagined the manufacturers went to sleep and thought they were safe, but in the next session they were dropped. In the session of 1941 or 1943, they passed a bill reinstating the manufacturers exemption but postponed the effective date until a year after the war.

So in this session, the gentleman from Montgomery, Mr. Propert, and the gentleman from Allegheny, Mr. Richter, sought to rectify the omission of the laundries and the meat processors from the manufacturers' exemption and sought an amendment.

And then, Mr. Speaker, there came riding into the House a very wondrous bill. It placed in the group of exempted corporations under the manufacturers exemption corporations engaged in mining and in the processing of coal, and immediately when we saw it we grabbed it to our bosom as a kindred spirit. We didn't think it had a right to be in the act because it had a historical background, but nevertheless, it was here—we had no opposition to the coal people, we felt we would go right along with them and we put up an amendment in the bill providing that the laundries and the meat processors would go along with the coal mines under the manufacturers' exemption. There was no opposition to that amendment on the floor. The bill passed here and went back to the Senate, and then one of those famous plays of the diamond was made and all of a sudden we found that on Senate Bill No. 580, the Senate refused to concur in the House amendments. Well, that rather startled us. We historically had the right to be there; they were the newcomers, but the newcomers were objecting to us being associated with them on the same bill. So we had a Conference Committee appointed and I finally after a good deal of struggle was able to get it over to the committee. I thought that the gentleman from Montgomery, Mr. Propert, should be there, but we found that there were priorities that were necessary to get anywhere.

But a committee was appointed and we met with the august Senate. I wish that I could always engender for

my legislation the spirit of righteousness of soul that pervades the Senate, and that surrounds the atmosphere in the Senate in any discussion into which they enter, with a gracious plea for the righteousness of the cause for which they stand. In a few minutes I found that they had five coal men to one for the meat processors and for the laundries. We were not objecting to them, they were in the bill, they were not taken out. The coal men finally placed flowers in my hands, they placed even a lily there, and smothered me with kindly words of feeling. The things that I said to the Committee in there would not stand repetition on the floor of the House.

Mr. Speaker, we come to the time when I am going to plead to the Members of the House to at least give me a break, at least wipe out that Friday the thirteenth, at least do not agree to this report. I have no objection to the coal men coming under the exemption. There is much to be said in their behalf, but why do they come straggling in the House and kick us out of the act when we have a right to be exempt. Why did they pack the Committee with five to one and kick me out? The only way I can secure justice, the only way in the end that justice shall reign supreme in this session of the Legislature is by you men here in this House coming to our rescue, the gentleman from Montgomery, Mr. Propert, and the gentleman from Allegheny, Mr. Richter, and also all of these people in the State of Pennsylvania who are entitled to this consideration. We ask you in this last hour of the Legislature to rise to our defense and vote "no" on this report.

Mr. CHARLES C. SMITH. Mr. Speaker, I believe there is a new "champ" in the House. The old champ came back.

The SPEAKER. Will the gentleman please repeat his remark?

Mr. CHARLES C. SMITH. Mr. Speaker, there is a new "champ" in the House. The old champ has made a great comeback.

The SPEAKER. Would the gentleman like to reconsider Bill 666 at this time?

On the question recurring,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—16

Cordier.	Flack.	Kohl.	Najaka.
Demech.	Hewitt.	Livingstone.	Robbins.
Dennison.	Jump.	Mikula.	Robertson.
Erb.	Kent.	Miller.	Stonier.

NAYS—188

Aaronson.	Griffiths.	Mintess.	Shoemaker
Andrews.	Guthrie.	Mohr.	Simons.
Bane.	Gyger.	Mooney.	Smith, C. C.
Barrett.	Hall.	Moore, C. E.	Smith, C. M.
Baumunk.	Haller.	Moore, J. A.	Snider.
Beech.	Haudenschild.	Morrison.	Sollenberger.
Bender.	Helm.	Murray.	Sorg.
Bentzel.	Henry.	Myers.	Sproul.
Bloom.	Hocker.	Naumann.	Stank.
Boorse.	Hoffman.	Needham.	Stimmel.
Breisch.	Hoopes.	Neff.	Stockham.
Brice.	Horan.	Nelson.	Stuart.
Brown.	Imbt.	O'Connor.	Swope.
Bucchin.	Jennings.	O'Dare.	Tahl.
Cadwalader.	Johnson.	O'Donnell.	Thomassy.
Capano.	Johnston.	O'Neill.	Thompson.

Clevenger.	Jones.	Orban.	Tittle.
Cochran.	Kean.	Patten.	Tompkins.
Costa.	Kelley.	Petrosky.	Toomey.
Crowley.	Kemp.	Pichney.	Turner.
Dague.	Kirley.	Pickens.	Upshur.
Davison.	Kline.	Polaski.	Vaughan.
De Long.	Kratz.	Powers.	Verona.
Depuy.	Krise.	Price.	Wachhaus.
Dlx.	Kurtz.	Propert.	Wagner.
Dye.	Laughner.	Ragot.	Waldron.
Efenberg.	Layer.	Readinger.	Wallin.
Eld.	Lee.	Reese, D. P.	Walton.
Evans.	Leisey.	Reese, R. E.	Waterhouse.
Ewing.	Livingston.	Reilly, J. M.	Watkins.
Feola.	Loftus.	Reilly, W. J.	Watson.
Fish.	Lovett.	Richter.	Weidner.
Fiss.	Lyons.	Riley.	Weiss.
Fleming.	Madden.	Reagan.	Wescott.
Foor.	Madigan.	Root.	West.
Frost.	Mazza.	Rose.	Wheeler.
Gallagher.	McCormack.	Rowen.	Wolf.
Getchey.	McCosker.	Royer.	Wood.
Gibson.	McCullough.	Sarrafi.	Worley.
Goff.	McDonald.	Sax.	Yeakel.
Goodling.	McKinney.	Scanlon.	Yester.
Gorman.	McMillen.	Schuster.	Yetzer.
Graybill.	Mihm.	Scott.	Young.
Greenwood.	Mills.	Serrill.	Lichtenwalter.
Greer.			Speaker

NOT VOTING—1

Boles.	Brunner.	Chudoff.	Cooper.
Bonawitz.	Cassidy.	Cole.	Dalrymple.
Bower.	Chervenak.	Cook.	Trout.

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the report of the Committee of Conference was not adopted.

SENATE BILL No. 580 LAID ON TABLE

Mr. TURNER. Mr. Speaker, I move that Senate Bill No. 580 be laid upon the table.

The motion was agreed to.

REPORT OF COMMITTEE OF CONFERENCE ON
SENATE BILL No. 717

The SPEAKER laid before the House the report of the Committee of Conference on Senate Bill No. 717, Printer's No. 616.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering Senate Bill No. 717, entitled: "An act making an appropriation to the Department of Public Instruction for use at the State Teachers' College and Pennsylvania Soldiers' Orphan School for payment of the costs of repairs, alterations, replacements and improvements to existing plant facilities and equipment for the purchase or replacement of equipment, furnishings and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto."

Respectfully submit the following bill as our report:

GEORGE B. STEVENSON,
EDWARD B. WATSON,
CARLTON T. WOODRING,

(Committee on the Part of the Senate.)

NORMAN WOOD,
WM. R. McMILLEN,
ANTHONY J. PETROSKY,

(Committee on the Part of the House of Representatives.)

An Act making an appropriation to the Department of Public Instruction for use at the State Teachers' Colleges and Pennsylvania Soldiers' Orphan School for

payment of the costs of repairs construction repairs alterations replacements and improvements to existing plant facilities and equipment for the purchase or replacement of equipment furnishings and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 The sum of six million one hundred one thousand nine hundred ninety dollars (\$6,101,990) or as much thereof as may be necessary is hereby specifically appropriated to the Department of Public Instruction for use at State Teachers' Colleges and Pennsylvania Soldiers' Orphan School for the payment of the costs of repairs alterations replacements and improvements to existing plant facilities and equipment for the purchase or replacement of instructional equipment furnishings and furniture and for the payment of the cost of necessary plans specifications advertising for bids supervision architectural and engineering and surveying fees therefor as hereinafter set forth in the amounts specified

I Bloomsburg State Teachers' College

For the payment of the costs of replacing boiler house equipment with two stokers lounge facilities in Waller Hall Gymnasium and converting Noetling Hall into an adult class-room buiding two hundred sixty thousand dollars (\$260,000)

For the purchase of Library books and other equipment twelve microscopes three pianos linotype machine twelve sets of type and payment of the cost reconditioning twenty-two thousand seven hundred fifty dollars (\$22,750)

II California State Teachers' College

For the payment of the costs of the installation of shower rooms fire towers and an emergency lighting and fire alarm system in dormitories exterior and interior painting enlargement of kitchen and storage rooms roofing flooring installation of a water softening plant and the replacement of drinking fountains two hundred eight-four thousand dollars (\$284,000)

For the purchase of print shop blue print machine shop equipment class-room lighting equipment physics apparatus for State College engineering students library books lounge parlor class-room and office furniture sound projector and speech-recording equipment forty-six thousand five hundred dollars (\$46,500)

III Cheyney Training School for Teachers

For the payment of the costs of flooring and lavatory for the library converting attics of Emlen and Bailey Halls into dormitories masonry conversion of barn into a residence hall remodeling of Brinton and Smith cottages improvement of tennis courts and athletic field extension of sewage disposal plant and grading and lighting roads two hundred nine thousand dollars (\$209,000)

For the purchase of library books and periodicals complete equipment of electrical laboratory and printing shop equipment expanding machine shop playground equipment and pianos and home economics equipment twenty-one thousand five hundred dollars (\$21,500)

IV Clarion State Teachers' College

For the payment of the costs of boilers in the power house walkin tunnel for heat pipes roofing water softening equipment painting flooring completion of swimming pool plastering and painting of dormitory rooms plumbing electrical equipment wiring heating system repairs and construction of fire escape tower and fireproof stairwells three hundred fifty-six thousand dollars (\$356,000)

For the purchase of library books two motion picture projectors two tri-purpose projectors four projector screens and laboratory equipment ten thousand six hundred fifty dollars (\$10,650)

V East Stroudsburg State Teachers' College

For the payment of the costs of completing toilet and sewer rooms in Stroud Hall repainting rewiring replastering and other alterations in Oakes Stroud Shawnee Halls and Wayne Gymnasium installation of heating system enlarging stage of auditorium and providing facilities for speech department draperies and curtains renovation of

faculty houses and an incinerator five hundred twelve thousand dollars (\$512,000)

For the purchase of library books science equipment and lockers for the gymnasium fourteen thousand dollars (\$14,000)

VI Edinboro State Teachers' College

For the payment of the costs of an emergency lighting system in Reeder Hall laundry equipment infirmary renovation remodeling and equipment for kitchen plastering flooring painting exterior and interior plumbing and weather-stripping one hundred seventy-two thousand dollars (\$172,000)

For the purchase of new stoves deep fat frier and a dumb waiter for the kitchen dormitory furniture and screens library books sound projector and photographic equipment twenty-five thousand three hundred dollars (\$25,300)

VII Indiana State Teachers' College

For the payment of the costs of plumbing rewiring various buildings replacement of motors roofing remodeling of house for use as men's dormitory exterior painting replacing coal storage bins and unloading platform kitchen remodeling and additional refrigeration erection of fencing and the purchase of gate posts and framework to enclose athletic field and tennis courts replacing worn out contract steps laundry equipment bleachers replacing those condemned classroom remodeling for instructional purposes remodeling of room for a college post office flooring furniture for Recreation Hall and dormitories three hundred forty-six thousand five hundred dollars (\$346,500)

For the purchase of one hundred typewriters three recording machines twenty pianos refrigerators stoves ironers washers dryers art equipment books and furniture for the library sound projector scientific equipment and supplies mimeograph and desks and file cases twenty-six thousand dollars (\$26,000)

VIII Kutztown State Teachers' College

For the payment of the costs of fire towers infirmary remodeling heating plant and steam lines flooring in various buildings drainage in basement of auditorium replacement of doors doorjams locks in dormitory rooms remodeling of help quarters including fire alarm extension storage facilities for chemicals and laboratory equipment fireproof storage space in dormitory kiln room facilities for art training painting exterior and interior book elevator repairs and potato storage space three hundred thirty-two thousand dollars (\$332,000)

For the purchase of analytical balances and centrifuges physics apparatus two pianos graphic arts equipment thirty microscopes and storage space therefor Magnavox record-player art and architecture education slides sound projector amplified rectifier and speakers sixteen (16) millimeter projector microfilm reading machines and films speedgraphic camera omega dark room equipment prints for preparation of art supervisors lithographic press and eighteen filing cabinets twenty-three thousand eight hundred ninety dollars (\$23,890)

IX Lock Haven State Teachers' College

For the payment of the costs of renovating or replacing Recitation Hall roofing exterior painting renovation of men's and women's dormitories and Administration Building lighting and plumbing repairs to women's gymnasium flooring and heating repairs to Elementary School and extending flooring in Field House four hundred ninety-seven thousand dollars (\$497,000)

For the purchase of physics laboratory equipment classroom furniture anatomy and physiology laboratories library books projecors audiometers recorders typewriters filing cabinets and classroom films twenty-two thousand nine hundred dollars (\$22,900)

X Mansfield State Teachers' College

For the payment of the costs of boilers and heating renovation and replacing worn-out equipment in kitchen and bake shop replacement of refrigeration and cooling system rehabilitation of interior of South Hall to remove fire hazards replacement of flooring and stairs in North

Hall and Dining Hall rehabilitation wiring lighting fixtures in Education Center replacement of roofing Straughn Auditorium Student Center Science Building Junior High Campus School North Hall South Hall and exterior painting of all campus buildings three hundred thirty-five thousand dollars (\$335,000)

For the purchase of gymnasium and science laboratory equipment classroom furniture musical instruments and pianos library books maps and globes twenty-eight thousand dollars (\$28,000)

XI Millersville State Teachers' College

For the payment of the costs of the replacement of wooden stairways in the women's dormitory with fireproof stairwells roofing repairs to three buildings painting of college buildings a refrigeration plant replacement and renovation of floors in various buildings lighting toilet and lavatory facilities in the women's dormitory hot water generator cement walks and heating plant renovation one hundred fifty-six thousand five hundred dollars (\$156,500)

For the purchase of replacing equipment in Industrial Arts Department science laboratory visual education speech correction and health and physical education equipment twenty thousand five hundred dollars (\$20,500)

For the purpose of reconditioning the College Chapel forty thousand dollars (\$40,000)

For the purpose of reconditioning the industrial arts building including repairs to windows and removal of hazards on roof and correcting faulty brick work also reconditioning junior high school shop twenty-five thousand dollars (\$15,000)

For the conversion of old heating plant into carpenter paint electrical and other workshops and storage rooms thirty thousand dollars (\$30,000)

For reconditioning domestic building repairing plaster woodwork lighting et cetera twenty thousand dollars (\$20,000)

For repairs to dining room and kitchen fifteen thousand dollars (\$15,000)

For repairs to Prince Street house including repairs to sills weather-boarding painting plumbing and removal of kitchen five thousand dollars (\$5000)

For repairs to Frederick Street house including weather-boarding lighting four thousand dollars (\$4000)

XII Shippensburg State Teachers' College

For the payment of the costs of fireproof walls and stairs replacing open wooden stairs in Horton Hall installation of water mains to serve new buildings replacement of water lines to toilet rooms in other buildings the remodeling of and alterations to the heating plant boilers coal handling equipment coal storage bunkers new brick stack and renovation of the old gymnasium for use as the College Community Center three hundred eighty-eight thousand dollars (\$388,000)

For the purchase of furniture fixtures and business machines in the Department of Business Education laboratory equipment in the Department of Science pianos in the Department of Music projectors lanterns screen and cameras educational films and slides in the Department of Visual Education and gymnasium mats and covers in the Department of Health and Physical Education twelve thousand dollars (\$12,000)

XIII Slippery Rock State Teacher's College

For the payment of the cost of complete rehabilitation of the power plant connecting it to the present stack rehabilitation of South Hall completion of electric wiring wattr system completion fire alarm systems chapel improvements renovating and fencing playground for the Laboratory School addition of West Hall to the Laboratory School lighting painting and partitions to Administration offices rehabilitation of Registrar's Office and storage vault for scholastic records seven hundred twenty-two thousand dollars (\$722,000)

For the purchase of shop equipment for industrial arts training in Laboratory School furniture for dormitories and recreational hut library books gymnasium equipment thirty thousand five hundred dollars (\$30,500)

XIV West Chester State Teachers' College

For the payment of the costs of fire towers completing electrical repairs general heating and plumbing repairs installation of the floors in women's toilets and food storeroom replacement of steps roof replacement and repair new floors plastering interior and exterior painting power house equipment ventilation system repairs ranges for dining hall sound proofing of auditorium dining hall three hundred fifty-two thousand dollars (\$352,000)

For the purchase of library books fifteen practice pianos motion picture projectors with photomicrographic cameras microscopes and microprojector chemistry equipment Magnavox portable phonographs maps globes and atlases pianos two electric pipe-organs three console radios fifty hurdels for track and field use field glasses binoculars magnifiers physics apparatus paraffin embedding oven and rotary microtome for biological laboratories and FM broadcasting systems sixty-one thousand five hundred dollars (\$61,500)

XV Pennsylvania Soldiers' Orphan School

For the payment of the costs of remodeling main dormitory building a new laundry and dry cleaning plant and purchasing equipment therefor providing a three story (six room) addition to school building and other new construction six hundred seventy-five thousand dollars (\$675,000)

Section 2 The moneys hereby appropriated may be used at each State Teachers' College and the Pennsylvania Soldiers' Orphans School in whole or in part for the carrying out of the projects enumerated or any of them according to the determination of their necessity by the Board of Trustees at each such institution with the approval of the Superintendent of Public Instruction

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Gallagher.	McCosker.	Sarrafi.
Andrews.	Getchey.	McCullough	Scanlon.
Bane.	Gibson.	McDonald.	Scuster.
Barrett.	Goff.	McKinney	Scott.
Baumunk.	Goodling.	McMillen.	Serrill.
Beech.	Gorman.	Mihm.	Shoemaker
Bender.	Graybill.	Mikula.	Simons.
Bentzel.	Miller.	Greenwood.	Smith O C.
Bloom.	Greer.	Mills.	Smith O M.
Boies.	Griffiths.	Mintess.	Snider.
Bonawitz.	Guthrie.	Mohr.	Sollenberger.
Boorse.	Gyger.	Mooney.	Sorg.
Bower.	Hall.	Moore C E.	Sr oul
Breisch.	Haller.	Moore H A.	Stank.
Brice.	Haudenschild.	Morrison.	Stimmel.
Brown.	Heim.	Murray.	Stockham.
Brunner.	Henry.	Myers.	Stonier.
Bucchin.	Hewitt.	Najaka.	Stuart.
Cadwalader.	Hocker.	Naumann.	Swope.
Capano.	Hoffman.	Needham.	Tahl.
Cassidy.	Hoopes.	Neff.	Thomassy.
Chervenak.	Horan.	Nelson.	Thompson.
Chudoff.	Imbt.	O'Connor.	Tittle.
Clevenger.	Jennings.	O'Dare.	Tompkins
Cochran.	Johnson.	O'Donnell.	Toomey.
Cole.	Johnston.	O'Neill.	Turner.
Cook.	Jones.	Orban.	Upshur.
Cooper.	Jump.	Patten.	Vaughan.
Cordier.	Kean.	Petrosky.	Verona.
Costa.	Kelley.	Pichney.	Wachhaus.
Crowley.	Kemp.	Pickens.	Wagner.
Dague.	Kent.	Polaski.	Waldron.
Dalrymple.	Kirley.	Powers.	Wallin.
Davison.	Kline.	Price.	Walton.
De Long.	Kohl.	Propert.	Waterhouse.
Demech.	Krise.	Ragot.	Watkins.
Dennison.	Kurtz.	Readinger.	Watson.
Deputy.	Laughner.	Reagan.	Weldner.
Dix.	Layer.	Reese D P.	Weiss.
Dye.	Lee.	Reese R E.	Wescott.
Efenberg.	Leisey.	Relly J M.	West.

Elder,	Livingston,	Reilly W J.,	Wheeler.
Erb.	Livingstone.	Richter.	Wolf.
Evans,	Loftus.	Riley.	Wood.
Ewing.	Lovett.	Robbins.	Worley.
Feola.	Lyons.	Robertson.	Yeakel.
Fish.	Kratz.	Root.	Yester.
Fiss.	Madden.	Rose.	Yetzer.
Flack.	Madigan	Rowen.	Young.
Fleming.	Mazza.	Royer.	Lichtenwalter.
Foor.	McCormack	Sax.	Speaker.
Frost.			

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

REPORT OF COMMITTEE OF CONFERENCE ON HOUSE BILL No. 417

Mr. SOLLENBERGER. Mr. Speaker, I desire to call up the report of the Committee of Conference on House Bill No. 417, Printer's No. 970.

The report was read by the Clerk as follows:

To the Members of the Senate and House of Representatives:

We, the undersigned, Committee of Conference on the part of the Senate and House of Representatives for the purpose of considering House Bill No. 417, entitled: "An act to further amend the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; * * *, by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts, county superintendents, assistant county superintendents, supervisors of special education, supervisors of agriculture, supervisors of home making, and district superintendents, and providing for reimbursement by the Commonwealth, and repealing certain provisions of said act."

Respectfully submit the following as our report:

FREDK. L. HOMSHER,
PAUL L. WAGNER,
WILLIAM S. RAHAUSER,
(Committee on the part of the Senate.)
D. RAYMOND SOLLENBERGER,
W. STUART HELM,
FELIX S. BENTZEL,
(Committee on the part of the House of Representatives.)

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational school districts county superintendents assistant county superintendents supervisors of special education and district superintendents and providing for reimbursement by the Commonwealth and repealing certain provisions of said act

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section 1209.1 of the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith" as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby repealed

Section 2 Article XII of said act is hereby amended by adding after section one thousand two hundred sixteen thereof a new subdivision to read as follows

Compensation of Professional Employees

Section 1217 For the purposes of this subdivision

(1) "Teachers" shall include all professional employees and temporary professional employees who devote fifty per centum (50%) of their time or more to teaching or other direct educational activities such as class room teachers demonstration teachers museum teachers counselors librarians school nurses dental hygienists home and school visitors and other similar professional employees and temporary professional employees certified in accordance with the qualifications established by the State Council of Education

(2) "Standard Certificate" shall mean any one of the following certificates permanent state certificate state normal school certificate State Normal school diploma temporary standard certificate permanent standard certificate state standard limited certificate temporary extension standard certificate permanent extension standard certificate

(3) "College certificate" shall mean a college provisional certificate a college permanent certificate or its equivalent

"Master's degree" shall mean a degree secured at a college or university approved by the State Council of Education or its equivalent

The State Council of Education shall formulate equivalents for both college certificates and master's degrees In determining the equivalents in the case of teachers of applied arts and vocational subjects the State Council of Education shall give due consideration to practical experience in the field taught

(4) "Service Increments" shall mean increases in annual salary granted to all profession employees by reason of their years of service in the school district or vocational school district

Section 1218 Except as hereinafter otherwise provided school districts of the first class shall pay all regular and temporary teachers supervisors and principals in the public schools of the district the following minimum salaries and increments

(1) Teachers holding a standard certificate minimum annual salary two thousand one hundred seventy-five dollars (\$2175) minimum annual service increment two hundred dollars (\$200) minimum number of service increments five (5)

(2) Teachers holding a college certificate minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(3) Teachers holding a master's degree or its equivalent minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(4) Supervisors holding a standard or college certificate minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments eight (8)

(5) Supervisors holding a master's degree or its equivalent minimum annual salary two thousand six hundred dollars (\$2600) minimum annual service increment two

hundred dollars (\$200) minimum number of service increments eight (8)

(6) Principals who devote one-half or more of their time to supervision and administration and having less than twenty (20) teachers under their supervision who hold a standard or college certificate minimum annual salary three thousand dollars (\$3000) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(7) Such principals who hold a master's degree or its equivalent minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(8) Such principals having twenty (20) or more teachers under their supervision but less than forty (40) and who hold a standard or college certificate minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(9) Such principals who hold a master's degree or its equivalent minimum annual salary three thousand six hundred dollars (\$3600) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(10) Such principals having forty or more teachers under their supervision but less than sixty and who hold a standard or college certificate minimum annual salary three thousand eight hundred dollars (\$3800) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(11) Such principals who hold a master's degree or its equivalent minimum annual salary four thousand (\$4000) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(12) Such principals having sixty or more teachers under their supervision and who hold a standard or college certificate minimum annual salary four thousand two hundred dollars (\$4200) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

(13) Such principals who hold a master's degree or its equivalent minimum annual salary four thousand four hundred dollars (\$4400) minimum annual service increment two hundred dollars (\$200) minimum number of service increments seven (7)

Section 1219 Except as hereinafter otherwise provided school districts of the second third and fourth class and vocational school districts shall pay all regular and temporary teachers supervisors principals and supervising principals in the public school of the district the following minimum salaries and increments

(1) Teachers holding a standard certificate minimum annual salary one thousand nine hundred fifty dollars (\$1950) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments five (5)

(2) Teachers holding a college certificate minimum annual salary two thousand dollars (\$2000) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(3) Teachers holding a master's degree or its equivalent minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(4) Supervisors who devote one-half or more of their time to supervision of instruction and who hold a standard or college certificate minimum annual salary two thousand two hundred dollars (\$2200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(5) Such supervisors who hold a master's degree or its equivalent minimum annual salary two thousand four hundred dollars (\$2400) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments eight (8)

(6) Principals who devote one-half or more of their time to supervision and administration having less than twenty teachers under their supervision and who hold a standard or college certificate minimum annual salary two thousand six hundred dollars (\$2600) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(7) Such principals holding a master's degree or its equivalent minimum annual salary two thousand eight hundred dollars (\$2800) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(8) Such principals having twenty or more teachers under their supervision but less than forty and who hold a standard or college certificate minimum annual salary two thousand nine hundred dollars (\$2900) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(9) Such principals who hold a master's degree or its equivalent minimum annual salary three thousand one hundred dollars (\$3100) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(10) Such principals having forty or more teachers under their supervision but less than sixty and who hold a standard or college certificate minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(11) Such principals holding a master's degree or its equivalent minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(12) Such principals having sixty or more teachers under their supervision and who hold a standard or college certificate minimum annual salary three thousand five hundred dollars (\$3500) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(13) Such principals who hold a master's degree or its equivalent minimum annual salary three thousand seven hundred dollars (\$3700) minimum annual service increment one hundred fifty dollars (\$150) minimum number of service increments seven (7)

(14) Supervising principals having less than twenty teachers under their supervision and who hold a standard or college certificate minimum annual salary two thousand eight hundred dollars (\$2800) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(15) Such supervising principals who hold a master's degree or its equivalent minimum annual salary three thousand dollars (\$3000) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(16) Supervising principals having twenty or more teachers under their supervision but less than forty and who hold a standard or college certificate minimum annual salary three thousand two hundred dollars (\$3200) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(17) Such supervising principals who hold a master's degree or its equivalent minimum annual salary three thousand four hundred dollars (\$3400) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(18) Supervising principals having forty or more teachers under their supervision but less than sixty and who hold a standard or college certificate minimum annual salary three thousand six hundred dollars (\$3600) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(19) Such supervising principals who hold a master's degree or its equivalent minimum annual salary three

thousand eight hundred dollars (\$3800) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(20) Supervising principals having sixty or more teachers under their supervision and who hold a standard or college certificate minimum annual salary four thousand dollars (\$4000) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

(21) Such supervising principals who hold a master's degree or its equivalent minimum annual salary four thousand two hundred dollars (\$4200) minimum annual service increment one hundred seventy-five dollars (\$175) minimum number of service increments six (6)

Section 1220 Any professional employe who during the term of his employment shall receive a college certificate or shall earn a master's degree or its equivalent shall commencing with the next succeeding school term be entitled to the compensation prescribed for his new status which shall be at least two hundred dollars (\$200) in excess of the increment earned by him during the previous year

Section 1221 In all school districts and vocational school districts the minimum annual salary of teachers who hold only emergency certificates for any grade or subject which they teach shall be one thousand six hundred dollars (\$1600)

Section 1222 The minimum salary of all part-time teachers of children of exceptional physical or mental condition unable to attend regular public school or of part-time teachers supervisors and principals employed in the extension schools and evening vocational classes and classes of the Commonwealth established for the education of adults and legally employed minors and not designated as continuation or other vocational schools or classes shall be two dollars and fifty cents (\$2.50 per hour

Section 1223 Teachers who are required because of additional work to devote more than the usual number of periods per day to their duties shall be entitled to a fair increase in compensation to be determined by the board of public education or the board of school directors teachers who may be employed in giving instruction for only part of a day shall render such other service for such period of time per day as the board of public education or the board of school directors may direct but if such service cannot be assigned to such teacher by the board of public education or the board of school directors the salary paid to such teacher shall be proportioned to the number of hours of service rendered

Section 1224 Substitutes shall be paid not less than the minimum salary provided for by this subdivision or in the event they are employed for less than a full school year the proportionate part of such minimum salary equal to the proportionate part of the school year during which they were employed arrived at by dividing the number of days during which a substitute was employed by the total number of days the schools of the district were in session during the school year

Section 1225 The increments herein provided for are applicable only where the beneficiaries thereof remain in the service of the same school district Where such teachers enter a new district they shall enter at a point in the schedule to be agreed upon between said teachers and the employing districts which agreement shall be made a part of the contract between them

Section 1226 Each person employed by any school district or vocational school district on the effective date of this subdivision as a teacher supervisor principal or supervising principal receiving compensation equivalent to or in excess of the minimum salary prescribed by the applicable schedule shall for the school year 1947-1948 be raised to the next highest step on the applicable schedule unless such increase shall be less than one full increment in which case he shall be raised to the next higher step on the applicable schedule Each such person receiving compensation less than the minimum salary pre-

scribed by the applicable schedule shall for the school year 1947-1948 be raised to such minimum salary unless such increase shall be less than one full increment in which case he shall receive an increase of the amount of one full increment Each person employed by any school district or vocational school district on the effective date of this act as a teacher holding a college certificate or a master's degree or its equivalent or as a supervisor or a principal receiving compensation less than the minimum salary prescribed by the applicable schedule shall for the school year 1947-1948 in addition to being raised to such minimum salary be raised to the next succeeding step on the applicable schedule In any case where the salary provided for by this section for the school year 1947-1948 is less than the minimum provided for the particular professional employe for the school year 1947-1948 by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112 Act No 403) such professional employe shall be raised to the salary he would receive under the provisions of said act of May twenty-ninth one thousand nine hundred forty-five Except in such case no school district or vocational school district shall be required either for the school year 1947-1948 or for any school year thereafter to raise the salary of any person to an amount in excess of the minimum salary and all increments applicable to such person under the provisions of this act

Section 1227 In order to pay the additional amounts of salaries provided for by this act the board of school directors or board of public education of any school district may for the fiscal year 1947 or 1947-1948 as the case may be revise its budget by increasing its appropriation or appropriations for salaries of professional employes of the school district for such fiscal year the funds therefor may be provided from unexpended balances in existing appropriations from unappropriated revenue if any or from temporary loans

Section 1228 All district superintendents county superintendents assistant county superintendents supervisors of special education shall be entitled to the following minimum annual salaries

(1) District superintendents in districts having a population of less than thirty thousand (\$30,000) four thousand five hundred dollars (\$4500)

(2) District superintendents in all districts having a population of thirty thousand (30,000) or more six thousand dollars (\$6000)

(3) County superintendents in counties having a population of less than forty-five thousand (45,000) five thousand dollars (\$5000)

(4) County superintendents in counties having a population of forty-five thousand (45,000) and more but less than one hundred fifty thousand (150,000) five thousand five hundred dollars (\$5500)

(5) County superintendents in counties having a population of one hundred fifty thousand (150,000) or more six thousand dollars (\$6000)

(6) Assistant county superintendents in all counties four thousand five hundred dollars (\$4500)

(7) County supervisors of special education in all counties four thousand five hundred dollars (\$4500)

Section 1229 All of the schedules set forth in this act prescribe a minimum salary in each instance and where an increment is prescribed it is also a minimum it is within the power of the boards of public education boards of school directors or county conventions of school directors as the case may be to increase for any person or group of persons included in any schedule the initial salary or the amount of an increment or the number of increments

Nothing contained in this act shall be construed to interfere with or discontinue any salary schedule now in force in any school district provided such schedule shall meet the requirements of this act nor to prevent the adoption of any salary schedule in conformity with the provisions of this act nor to prevent the granting of temporary or emergency increases for any period of time

and the discontinuance of such increases at the end of the period for which the temporary increases were granted. Any temporary or emergency increases heretofor granted and the discontinuance thereof at the end of the period for which granted are hereby ratified confirmed and made valid notwithstanding the fact that the same may have been done without previous authority of law.

No school district shall be required to pay any increments provided for hereby to any teacher for any part of the probationary period of such teacher.

Section 3 Section one thousand two hundred forty-one of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows:

Section 1241 For the purposes of this subdivision of Article XII of this act the following terms shall have the following meanings:

(1) "District Pupils" of a school district shall designate all pupils enrolled in the public schools of the Commonwealth and of adjacent states who are residents of a given school district except those pupils who are enrolled in the public schools maintained by the vocational school district. The territorial limits of which include the school district. "District Pupils" of a vocational school district shall designate all pupils enrolled in the public schools maintained by the vocational school district who are residents of the district.

(2) "District Teaching Units" A district's number of teaching units shall be obtained as follows: (1) divide by twenty-two (22) the number of district pupils in average daily membership in a public high school; (2) divide by thirty (30) the number of district pupils in average daily membership in a public elementary school; and (3) add the quotients obtained under (1) and (2) above.

(3) "Average Daily Membership" shall be computed in accordance with the rules of procedure as established by the Department of Public Instruction for the school term 1944-1945.

(4) "Minimum Subsidy" shall designate the minimum amount per teaching unit payable by the Commonwealth to any school district or vocational school district under the provisions of this act. The minimum subsidy [shall be six hundred dollars (\$600)] for the school year 1946-1947 and the school year 1947-1948 shall be seven hundred dollars (\$700) and for each school year thereafter eight hundred dollars (\$800).

(5) "Maximum Subsidy" shall designate the maximum amount per teaching unit which may be payable by the Commonwealth to any one school district or vocational school district under the provisions of this act. The maximum subsidy for the school year [1945-1946 and for the school year 1946-1947 shall be one thousand eight hundred dollars (\$1800) and for each school year thereafter two thousand dollars (\$2000)] 1946-1947 shall be two thousand two hundred dollars (\$2200) for the school year 1947-1948 two thousand three hundred dollars (\$2300) for the school year 1948-1949 two thousand four hundred dollars (\$2400) for the school year 1949-1950 two thousand five hundred dollars (\$2500) and for each school year thereafter two thousand six hundred dollars (\$2600).

(6) "Standard Reimbursement Fraction" School districts or vocational school district's standard reimbursement fraction shall be computed annually in the month of [November] December by the Department of Public Instruction.

In the case of a school district its standard reimbursement fraction shall be computed for the school year [1945-1946 and the school year 1946-1947 by subtracting from one thousand eight hundred dollars (\$1800) an amount determined by multiplying the school district's assessed valuation per district teaching unit by five-one thousandths (.005) and dividing the difference so obtained by one thousand eight hundred dollars (\$1800) and for the school year 1947-1948 and for every school year thereafter by subtracting from two thousand dollars (\$2000) an amount determined by multiplying the school

district's assessed valuation per district teaching unit by five-one thousandths (.005) and dividing the difference so obtained two thousand dollars (\$2000)] 1946-1947 by subtracting from two thousand two hundred dollars (\$2200) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand two hundred dollars (\$2200) for the school year 1947-1948 by subtracting from two thousand three hundred dollars (\$2300) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand three hundred dollars (\$2300) for the school year 1948-1948 by subtracting from two thousand four hundred dollars (\$2400) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand four hundred dollars (\$2400) for the school year 1949-1950 by subtracting from two thousand five hundred dollars (\$2500) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand five hundred dollars (\$2500) and for every school year thereafter by subtracting from two thousand six hundred dollars (\$2600) an amount determined by multiplying the school district's assessed valuation per district teaching unit by six-one thousandths (.006) and dividing the difference so obtained by two thousand six hundred dollars (\$2600).

A school district's assessed valuation to be used for purposes of computing the standard reimbursement fraction shall be the assessed valuation of the district's taxable real property as determined for the preceding year for county tax purposes. Provided That if the assessed valuation as determined for county purposes does not adequately represent the market values of the taxable property the State Council of Education may ascertain such market values and base the reimbursement to any one school district upon the market values ascertained by the State Council of Education. Provided further That if any system for the equalization of the values of real property throughout the Commonwealth shall be provided for by act of assembly each district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the valuation placed upon its taxable real property under such system.

In the case of a vocational school district its standard reimbursement fraction shall be computed for the school year [1945-1946 and the school year 1946-1947 by subtracting from one thousand eight hundred dollars (\$1800) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by one thousand eight hundred dollars (\$1800) and for the school year 1947-1948 and for every school year thereafter by subtracting from two thousand dollars (\$2000) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand dollars (\$2000)] 1946-1947 by subtracting from two thousand two hundred dollars (\$2200) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand two hundred dollars (\$2200) for the school year 1947-1948 by subtracting from two thousand three hundred dollars (\$2300) an amount determined by multiplying the school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand three hundred dollars (\$2300) for the school year 1948-1948 by subtracting from two thousand four hundred dollars (\$2400) an amount determined by multiplying the assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand four

hundred dollars (\$2400) for the school year 1949-1950 by subtracting from two thousand five hundred dollars (\$2500) an amount determined by multiplying the school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand five hundred dollars (\$2500) and for every school year thereafter by subtracting from two thousand six hundred dollars (\$2600) an amount determined by multiplying the school district's assessed valuation per district teaching unit by three-one thousandths (.003) and dividing the difference so obtained by two thousand six hundred dollars (\$2600)

A school district's or vocational school district's number of district teaching units for purposes of determination of the standard reimbursement fraction shall be obtained as follows (1) divide by twenty-two (22) the number of district pupils in average daily membership in a public high school during the preceding school term (2) divide by thirty (30) the number of district pupils in average daily membership in a public elementary school during the preceding school term and (3) add the quotients obtained under (1) and (2) above except when the pupil-teacher ratio exceeds thirty-three (33) in which case the sum obtained under (1) and (2) above shall be multiplied by thirty-three (33) and the product so obtained shall be divided by the pupil-teacher ratio of the district. Provided That no school district or vocational school district shall be credited with less than one teaching unit or be assigned a reimbursement fraction lower in value than the minimum subsidy divided by the maximum subsidy. Provided further That until the end of the school term during which the present hostilities shall cease as determined by proclamation of the Governor all one-room schools operated in accordance with the provisions of the act to which this is an amendment shall be credited with at least one teaching unit. Upon cessation of such hostilities such one-room schools shall be credited with at least one teaching unit only if their operation is approved by the State Council of Education. The State Council of Education shall withhold its approval of any one-room one teacher school unless (1) topography distance or condition of roads are such as to make transportation of pupils impractical or (2) it is impossible to accommodate pupils in existing graded schools in the district or other districts or (3) the district is financially unable to construct a consolidated school.

Section 4 Section one thousand two hundred forty-two of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows

Section 1242 Every school district and every vocational school district shall be paid by the Commonwealth for the [fiscal year 1945-1946 and] school year 1946-1947 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by [one thousand eight hundred dollars (\$1800)] two thousand two hundred dollars (\$2200) and by the district's standard reimbursement fraction

The amount of payment to be made by the Commonwealth to any school district the school year 1947-1948 for the school year 1946-1947 on account of the instruction of pupils under the provisions of this section shall not be less than the amount paid to the district during the school year 1945-1946 on account of the salaries of full time members of the teaching and supervisory staff of the district

Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1947-1948 [and for every school year thereafter] on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the num-

ber of all pupils in average daily membership in the district's public schools and joint elementary schools by [two thousand dollars (\$2000)] two thousand three hundred dollars (\$2300) and by the district's standard reimbursement fraction

Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1948-1949 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand four hundred dollars (\$2400) and by the district's standard reimbursement fraction

Every school district and every vocational school district shall be paid by the Commonwealth for school year 1949-1950 on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand five hundred dollars (\$2500) and by the district's standard reimbursement fraction

Every school district and every vocational school district shall be paid by the Commonwealth for the school year 1950-1951 and for every school year thereafter on account of the instruction of all pupils in average daily membership in the district's public schools and joint elementary schools an amount to be determined by multiplying the number of teaching units based on the number of all pupils in average daily membership in the district's public schools and joint elementary schools by two thousand six hundred dollars (\$2600) and by the district's standard reimbursement fraction

Notwithstanding the foregoing provisions of this section when because of sparsity of population road or climatic conditions or lack of other available high school facilities the State Council of Education has approved the continued operation of a small high school the district shall receive an amount based on a number of teaching units equal to the number of teachers approved by the State Council of Education as being required to provide a satisfactory educational program in such school provided that the number of teachers employed is not less than the number approved

For no year shall any school district or vocational school district receive less than [six hundred dollars (\$600)] the minimum subsidy per teaching unit

Section 5 Sections one thousand two hundred forty-four and one thousand two hundred fifty-two of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows

Section 1244 Each school district regardless of classification sending [high school] pupils to another school district or vocational school district or to a joint high school approved by the Department of Public Instruction shall be paid by the Commonwealth for the school term [1945-1946] 1946-1947 and for every school term thereafter on account of [high school] tuition an amount to be determined by multiplying the sum of "overhead cost per [high school] pupil" and "instruction cost per elementary pupil" or "instruction cost per high school pupil" as the case may be as defined in section one thousand two hundred sixty of this act [less the rental charge of eight dollars (\$8) or in the case of district pupils attending a [high] school not located in this Commonwealth on the basis of a reasonable tuition charge per pupil to be determined by the Superintendent of Public Instruction (1) by the number of district pupils sent to [high] schools of other districts or to a joint [high] school and (2) by the district's standard reimbursement fraction and (3) by seventy-five-one-hundredths (.75) and (4) subtracting from the amount so obtained the per pupil State appro-

priation paid to the district where the pupil attends [high] school multiplied by the number of pupils

Section 1252 On or before the first day of [August one thousand nine hundred forty-five and on or before the first day of August] July one thousand nine hundred forty-seven and on or before the first day of July of every year thereafter each school district and each vocational school district shall file a certificate with the Superintendent of Public Instruction in such form as he may prescribe and on blanks to be furnished by him, showing attendance data for all pupils during the preceding school term classified into such groups as the Superintendent of Public Instruction shall direct together with such other information as the Superintendent of Public Instruction shall require in order to enable him to properly administer the provisions of these amendments

Section 6 Sections one thousand two hundred fifty-five and one thousand two hundred fifty-seven of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) are hereby amended to read as follows

Section 1255 The Superintendent of Public Instruction shall ascertain and determine the amount of funds required to meet each of the four payments to school districts and vocational school districts which become due and payable within the two fiscal years beginning June first one thousand nine hundred forty-five and ending on May thirty-first one thousand nine hundred forty-seven and each biennium thereafter on the data and material contained in the certificates which school districts and vocational school districts are required by these amendments to file with the superintendent immediately preceding the beginning of each biennium The superintendent shall apportion and allot the same to and among the respective districts The amount paid to any district within any biennium shall be computed on the data and information contained in the certificates required to be filed each year as herein provided Provided That is any system for the equalization of the values of real property throughout the Commonwealth shall be provided for by act of Assembly each district's assessed valuation to be used for purposes of computing its standard reimbursement fraction shall be the valuation placed upon its taxable real property under such system In no case shall the amount paid to any district exceed the amounts computed on such data

Section 1257 The amount apportioned and allotted to each school district or vocational school district shall be divided into equal semi annual installments and the Superintendent of Public Instruction shall draw his requisition semi-annually upon the State Treasurer in favor of each district for the amount to which it is entitled and payment thereof shall be made to fourth class school districts and to vocational school districts during the months of [February and August of each year to second and third class districts during the months of March and September of each year and to first class districts during the months of April and October] March and October of each year and to first second and third class districts during the months of April and November of each year

In the event that hereafter any school district for a period of two successive years employs the same teacher who holds only an emergency certificate for any grade or subject which he teaches or for a period of two successive years employs in the same position teachers who hold only an emergency certificate for any grades or subjects which they teach such school district shall forfeit the sum of three hundred dollars (\$300) for each teacher so employed or for each position so filled Any school district that employs any teacher who does not hold any form of teacher certification to teach in the public schools of this Commonwealth shall forfeit one reimbursement unit for each such teacher employed The Superintendent of Public Instruction shall in either event deduct such sum or sums from the amount of the Commonwealth appropriation otherwise due such district under the provisions of this act

Section 7 Section one thousand two hundred sixty of said act as added by the act approved the twenty-ninth day of May one thousand nine hundred forty-five (P. L. 1112) is hereby amended to read as follows

Section 1260 A school district or vocational school district receiving elementary or high school pupils who are residents of another school district or another vocational school district shall compute the tuition charges as follows

(1) General add the salaries of secretaries treasurers auditors superintendents the cost of library books the salaries of librarians lecturers health medical nurse and dental services the wages of janitors and other comparable employees the cost of fuel water light and power the cost of maintenance of school plant including ordinary repairs but not including alterations or remodeling the cost of attendance at teachers' institutes and the district's contribution to the retirement fund on behalf of the above listed employees and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's public schools The quotient so obtained shall be designated the "Overhead Cost Per Pupil"

(2) Elementary Tuition Charge Add the salaries of supervisors principals clerks assistants and teachers employed in the receiving district's elementary schools the district's contribution to the retirement fund on behalf of teachers supervisors and principals employed in the district's elementary schools the cost of text books and supplies of the second class used in the district's elementary schools and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's elementary schools the quotient so obtained shall be designated as the "Instruction Cost Per Elementary Pupil" add to the instruction cost per elementary pupil the overhead cost per pupil and a rental charge of eight dollars (\$8) per pupil for the use of the receiving district's school plant deduct from the amount so obtained the per pupil state appropriation on account of elementary school teaching units The cost so determined shall be the "Tuition Charge Per Elementary Pupil"

(3) High School Tuition Charge Add the salaries of supervisors principals clerks assistants and teachers employed in the receiving district's high schools The district's contribution to the retirement fund on behalf of teachers supervisors and principals employed in the districts high schools The cost of text books and supplies of the second class used in the district's high schools and divide the sum so obtained by the total number of pupils in average daily membership in the receiving district's high schools The quotient so obtained shall be designated as the "Instruction Cost Per High School Pupil" Add to the instruction cost per high school pupil the overhead cost per pupil and a rental charge of [eight dollars (\$8)] ten dollars (\$10) per pupil for the use of the receiving district's school plant deduct from the amount so obtained the per pupil state appropriation on account of high school teaching units The cost so determined shall be the "Tuition Charge Per High School Pupil"

Section 8 The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 9 This act shall become effective on the first day of July one thousand nine hundred forty-seven

On the question,

Will the House adopt the report of the Committee of Conference?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—204

Aaronson.	Frost.	McCormack	Sarra.
Andrews.	Gallagher.	McCosker.	Sax.
Bane.	Getchey.	McCullough.	Scanlon.
Barrett.	Gibson.	McDonald.	Schuster
Baumunk.	Goff.	McKinney	Scott
Beech.	Goodling.	McMillen.	Serrill.
Bender.	Gorman.	Mihm.	Shoemaker.
Bentzel.	Graybill.	Mikula	Simons.
Bloom.	Greenwood.	Miller.	Smith, C. C.
Boles.	Greer.	Mills.	Smith, C. M.
Bonawitz.	Griffiths.	Mintess	Snider
Boorse.	Guthrie.	Mohr.	Sollenberger
Bower.	Gyger.	Mooney.	Sorg.
Breisch.	Hall.	Moore, C. E.	Sprout
Brice.	Haller.	Moore, H. A.	Stank.
Brown.	Haudenschild.	Morrison.	Stimmel.
Brunner.	Helm.	Murray.	Stockham
Bucchin.	Henry.	Myers.	Stonier.
Cadwalader.	Hewitt.	Najaka.	Stuart.
Casidy.	Hocker.	Naumann	Swope.
Chervenak.	Hoffman.	Needham	Tahl.
Chudoff.	Hoopes.	Neff.	Thomassy
Clevenger.	Horan.	Nelson.	Thompson.
Cochran.	Imbt.	O'Connor	Tittle.
Cole.	Jennings.	O'Dare.	Tompkins
Cook.	Johnson.	O'Donnell.	Toomey.
Cooper.	Johnston.	O'Neill.	Turner.
Cordier.	Jones.	Orban.	Upshur.
Costa.	Jump.	Patten.	Vaughan
Crowley.	Kean.	Petrosky.	Verona.
Dague.	Kelley.	Pichney.	Wachhaus.
Dairymple.	Kemp.	Pickens.	Wagner.
Davison.	Kent.	Polaski.	Waldron.
De Long.	Kirley.	Powers.	Wallin.
Demech.	Kline.	Price.	Walton.
Dennison.	Kohl.	Propert.	Waterhouse.
Depuy.	Kratz.	Ragot.	Watkins.
Dix.	Krise.	Readinger	Watson.
Dye.	Kurtz.	Reagan	Weidner
Efenberg.	Laughner	Reese, D. P.	Welss.
Elder.	Layer.	Reese, R. E.	Wescott.
Erb.	Lee.	Reilly, J. M.	West.
Evans.	Leisey.	Reilly, W. J.	Wheeler.
Ewing.	Livingston.	Richter.	Wolf.
Feola.	Livingstone.	Riley.	Wood.
Fish.	Loftus.	Robbins.	Worley.
Fiss.	Lovett.	Robertson	Yeakel.
Flack.	Lyons.	Root.	Yester.
Fleming.	Madden.	Rose.	Yetzer.
Foot.	Madigan	Rowen	Young.
	Mazza.	Royer.	Lichtenwalter.

Speaker

NAYS—0

NOT VOTING—1

Trout.

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the report of the Committee of Conference was adopted.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING
HOUSE BILL No. 896

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, June 16, 1947.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania.

I have the honor to inform you that I have this day approved and signed House Concurrent Resolution recalling from the Governor House Bill No. 896, Printer's No. 965, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

JAMES H. DUFF.

RECONSIDERATION OF VOTE

Mr. ELDER. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

Mr. LOVETT. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Lycoming, Mr. Elder vote on the final passage of this bill?

Mr. ELDER. Mr. Speaker, I voted in the majority.

The SPEAKER. How did the gentleman from Westmoreland, Mr. Lovett, vote on the final passage of this bill?

Mr. LOVETT. Mr. Speaker, I voted in the majority.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. ELDER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. ELDER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title by inserting at the beginning thereof after "An act" the following:

To further amend section one of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith"

Amend title, page 1, line 7, by striking out after the word "providing" and before the part word "ex-" the following: "a monthly" and inserting in lieu thereof the following: "an"

Amend title, page 1, line 8, by inserting after the part word "pense" and before the word "allowance" the following: "and clerical"

Amend Section 1, page 2, line 1, by inserting after "Section 1" the following:

Section one of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" as last amended by the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 999) is hereby further amended to read as follows:

Section 1 Be it enacted &c That the salary of the members of the General Assembly shall be three thousand dollars (\$3000) for each biennial session and mileage to and from their home at the rate of five cents per mile circular for each week a member was in actual attendance at the session to be computed by the ordinary mail route between their homes and the capital of the State The salary of the members of the General Assembly shall be five hundred dollars (\$500) and mileage as aforesaid for each special or extraordinary session lasting less than one calendar month and seven hundred and fifty dollars (\$675) and mileage as aforesaid for each special or extraordinary session lasting one calendar month or more and no other compensation shall be allowed whatever except each member of the General Assembly shall receive an allowance for clerical assistance and other expenses incurred during his term in connection with the duties of his office the sum of twenty-four hundred dol-

lars (\$2500) for each two year period of service payable six hundred dollars (\$600) on July 1 of each year and six hundred dollars (\$600) on November 30 of each year commencing July 1, one thousand nine hundred and forty-seven [one hundred and fifty dollars (\$150) in postage for each regular biennial session and fifty dollars (\$50) for each special or extraordinary session]

Amend Sections 1 and 2, page 3, by striking out lines 4 to 13 inclusive.

Amend Section 3, page 3, line 14, by striking out after the word "Section" and before the word "The" the numeral: "3" and inserting in lieu thereof the numeral: "2".

The SPEAKER. Will the House give unanimous consent to the offering of amendments at this time? Is there objection? The Chair hears none.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

PERMISSION TO ADDRESS HOUSE

Mr. ELDER asked and obtained unanimous consent to address the House.

Mr. Speaker, the defeat of the conference report on House Bill No. 454 to increase the resident hunter's license by only fifty cents beginning in 1948, is one of the worst blows ever delivered against future hunting for the masses in Pennsylvania.

The principal opponent, either deliberately or otherwise, failed to ascertain the status of the unallocated balances since the Game Commission established its budget on June 1, 1947, made it appear that there is a huge sum lying idle in the treasury. The truth is that the Commission has budgeted for the current year a total of almost \$3,300,000, while the revenue for last year was only \$2,400,000. The balance had to be taken out of the reserve which the Commission accumulated during the war.

I understand that in next year's budget the Commission will be forced to exhaust all of its remaining reserve. This means that two years from now the Game Commission will be scraping the bottom of the barrel, and will face almost certain curtailment of most of its field operations, including the expansion of the recently launched farm-game program, and its game stocking, land management, and law enforcement programs.

This opposition was spearheaded by the same people who were unsuccessful in forcing the Commission to accept a defective petition to abrogate a doe season a few years ago. Attempts have been made at regular intervals ever since to vent their spite on the Commission and the sportsmen.

In their behind the scenes maneuvers they also attempted to get the General Assembly to raid the public hunting grounds bought by the sportsmen and transfer them to another Department, and they defeated the sportsmen's new fish code by inserting damaging amendments.

It is most unfortunate that these uninformed or intentionally vicious persons have been able to thwart the desire of almost a million sportsmen for assured good

future hunting in Pennsylvania. They deserve severe condemnation for their tactics.

CONGRATULATORY RESOLUTION

Mr. WALDRON offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 16, 1947.

We, Members of this House are delighted to have among us again the Secretary to the Chief Clerk of the House who tho a good and faithful servant deserted her master on or about June 7th.

For on that date, the former Rosa Ann Barbush was married in Harrisburg to Mr. F. Walker Nichols, a resident of our capitol city.

The newly weds spent their honeymoon in the Poconos, and it can be assumed will never regret their stay there; therefore be it

Resolved, That this House congratulates Mr. and Mrs. F. Walker Nichols upon the step they have taken; excuses gladly the bride's necessary absence from our midst; and wishes the couple a long and happy marriage; and be it further

Resolved, That the Chief Clerk shall transmit a copy of this resolution to Mrs. F. Walker Nichols in token of our good wishes.

PERMISSION TO ADDRESS HOUSE

Mr. DIX asked and obtained unanimous consent to address the House.

Mr. Speaker, as a matter of record I wish to state that I am opposed to several of the road changes made in Wayne County under House Bill 852.

In the County of Wayne nearly thirty road changes were made in House Bill 852, in which the House has recently concurred in the Senate amendments. These are fare more changes than in any other county in the Commonwealth, and more than the combined changes in a half dozen counties adjacent to Wayne. Although the Senator of my district was consulted on these changes several weeks before the Bill was in the House, I was not in any way consulted until the Bill was ready for introduction in this House, and when it was too late to confer with nearly one hundred township supervisors of Wayne County.

In view of the fact that so many changes were made in Wayne County and the further fact that within the past few days I have learned of many protests by the supervisors of Wayne County, I wish to go on record as not being in favor of all those road changes to which the township supervisors of Wayne County object, and wish to further go on record that I believe it is the duty of the State Highway Department to put in good condition all those roads turned back to the townships by the State Highway Department.

RECESS

The SPEAKER. If there is no objection, the Chair will declare a short recess. The Chair hears none, and a recess is declared.

AFTER RECESS

The time of recess having expired, the House was called to order.

The SPEAKER (Franklin H. Lichtenwalter) in the Chair.

QUESTION OF PERSONAL PRIVILEGE

Mr. TOMPKINS. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Cameron will state his question of personal privilege.

Mr. TOMPKINS. Mr. Speaker, remarks were made in the House of Representatives this afternoon, which seemed to me to imply improper motives to a bill in this House. I have prepared a statement in connection with the remarks made this afternoon and I ask leave to include my statements as a part of the record in order to save the time of the Members of the House this evening.

The SPEAKER. The gentleman has that privilege. The remarks of the gentleman will be spread on the Journal of the House. The gentleman will please send his remarks to the desk?

(Extended remarks of Mr. Tompkins.)

A statement was read from the floor of the House this afternoon by the voice of the gentleman from Lycoming, but by the hand of the Executive Director of the Game Commission, which imputes sinister and improper motives on my part in opposition to the conference report on House Bill 454.

This is not the first time that the hand of the Executive Director, speaking through other voices has attempted to vilify me, nor do I suppose that it will be the last, whenever he does not gain his point.

I am not here however to deal in personalities, as that will settle nothing for the good of the sportsmen of this state.

I am here however to lay before the Members of this House certain issues which I will leave up to their judgment as to whether or not a Member of this House can freely oppose measures coming before it without having diabolical motives assigned to such opposition.

I do say when the time of Game Commission personnel is used to prepare decorations for the private hunting lodge of a Member that it is time to inquire the need for additional funds.

I do say when the time of Game Commission personnel is used to furnish and prepare information for publication in a privately copyrighted pamphlet that it is time to inquire the need for additional funds.

I do say when a Game Farm superintendent is reprimanded by the President of the Game Commission for exceeding his quota in the production of game, while staying within his budget, that it is time to inquire into the need for additional funds.

I do say when sportsmen's clubs throughout the State in order to have any game, must place it there at their own expense, I think it is time to inquire into the management of the Game Commission.

I do say that if the Game Commission has enough money that they will send over to this House a bill, which was never introduced, asking an appropriation of \$100,000 with which to purchase a piece of land in the City of Harrisburg, upon which to later erect a Game Administration Building, that it is time to inquire the need for additional funds. Would the money proposed to be spent for this project have placed any game in the fields? Were perhaps the increased license fees they

were asking for to be used as a reserve fund for this purpose?

I have introduced legislation at this session to benefit the hunter and some of it was legislation desired by the Game Commission. When the bill for increased fishing license was before the House I supported it from this floor. When the bill to increase the salary of the Fish Commissioner was before this House, I voted for it, and later voted for the adopting of the Conference Report. When the fish code was before this House I amended it by changing the beginning season on frogs from July 2 to July 1; to eliminate fine refunds; and set up a method for field settlement receipts.

At the specific instance of the gentleman from Lycoming I did not amend the license fee in said code to increase it from \$1.50 to \$2.00 to conform to the previous action taken by the House as he thought it might defeat the code, or perhaps the separate bill for such increase. I introduced a bill relating to Game Commission Poster which was later killed in the Senate. I introduced a bill to authorize the Department of Forests and Waters to raise vines and shrubs, part of which were intended for wild life development in this State.

Many game bills have been before this House and if you will check my voting record you will see that I voted for every one of them. Because I oppose one bill relating to Game, and I oppose it because after repeated inquiry by myself and another Member of this House we were unable to obtain information from the Game Commission to justify such increase, at the time the bill was before the committee for investigation, the Executive Director of the Game Commission has resorted to his time honored retreat of vilification and smear.

There were 137 negative votes cast against House Bill 454 last evening, and yet the gentleman has the temerity to say that my single vote among the 181 cast killed his bill, and that I did it because of some past fancied grievance.

What the sportsmen want is more game, not promises, programs, dreams or shams. When they can reduce themselves to the purpose for which they are created, and can justify themselves, I will be the first to support not a 50 cent increase by a \$2.00 increase

SENATE MESSAGES

SENATE ADOPTS CONFERENCE COMMITTEE REPORT
ON HOUSE BILL No. 800

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 800.

An Act empowering cities of the second class cities of the second class A cities of the third class boroughs towns townships of the first class school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting

penalties to be imposed and enforced providing an appeal from the ordinance or resolution levying such taxes to the court of Quarter Sessions and to the Supreme Court and Superior Court

SENATE ADOPTS CONFERENCE COMMITTEE REPORT ON HOUSE BILL No. 817

The Clerk of the Senate being introduced, informed that the Senate has adopted the report of the Committee of Conference on the subject of the difference existing between the two Houses on House Bill numbered and entitled as follows:

HOUSE BILL No. 817.

An Act defining and regulating certain installment sales of motor vehicles prescribing the conditions under which such sales may be made and regulating the financing thereof regulating and licensing persons engaged in the business of making or financing such sales prescribing the form contents and effect of instruments used in connection with such sales and the financing thereof prescribing certain rights and obligations of buyers sellers persons financing such sales and others limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies extensions and loans regulating insurance in connection with such sales regulating repossessions redemptions resales and deficiency judgments and the rights of parties with respect thereto authorizing extensions loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties and repealing certain acts

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows:

SENATE BILL No. 578.

An Act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and school districts within cities of the second class A and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes the return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on taxing districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws

RESOLUTIONS

REMODELED QUARTERS FOR CHIEF CLERK

Mr. BRUNNER offered a resolution and asked and

obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, June 16, 1947.

Whereas, The present quarters assigned to the Chief Clerk and his staff are small, cramped and inconveniently located to the members of the House, and

Whereas, The Majority Whip of the House was assigned offices far removed from the Hall of the House of Representatives, and

Whereas, The present assignment of offices for the Chief Clerk, Staff and Majority Whip of the House is detrimental to the functions of said officers and impedes their efficiency, and

Whereas, The quarters formerly occupied by the Treasury Department are now available and are more spacious and better located; therefore, be it

Resolved, That the Secretary of the Department of Property and Supplies of this Commonwealth be requested to remodel the quarters formerly occupied by the Treasury Department for the use of the Chief Clerk and the Majority Whip of this House of Representatives, and be it further

Resolved, That a copy of this resolution be transmitted by the Chief Clerk to the Honorable Chester M. Woolworth, Secretary of the Department of Property and Supplies.

MAILING OF FILES OF MEMBERS

Mr. STUART offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read, considered and adopted as follows:

In the House of Representatives, June 16, 1947.

Resolved, That the Bureau of Publications, through the Department of Property and Supplies, be directed to mail files of bills and journals on the desks of Members desiring to secure the same, to places designated by them, all files being received by them through the office of the Chief Clerk.

FILING OF COMMITTEE RECORDS WITH CHIEF CLERK

The SPEAKER. The Chair would remind the Chairmen of Committees that under the rules they are directed to file all bills and records that are in their possession as Chairman of Committees with the Chief Clerk, who in turn is directed to retain these bills and records in his custody.

PERMISSION TO ADDRESS HOUSE

Mr. ROSE asked and obtained unanimous consent to address the House.

Mr. Speaker, 1939 was the first time I sat in the hall of this Legislature, and I was filled with ambition and I was filled with pride. I have enjoyed the sentiments that go with being an outsider in the House and with the thrill that goes with being on the inside of the management of the House, the leadership, with you, Mr. Speaker, in 1943.

In 1943 when we adjourned we had a ceremony similar to what we had last week, when compliments were paid to you, Mr. Speaker, and to me as Whip, and I said at that time that I was not overly sentimental, but at the same time I could not help a feeling of nostalgia. Since that time I have served two years in the Navy, I came

back and through the kind regard of the people of my district I served again on the floor of this House. I have enjoyed myself again, and I have been thrilled with the membership and the friendships that went along with it.

Now, I am closing out my term in the House, and I want to sing just one short sentence, not a swan song, that I will not be back, except as an outsider sitting in the aisle over here, not as a Member but as a former Member. That I can look forward to the day that the Speaker will say "There is a former member here" and the boys will stand up and give me a little cheer. But I am saying this only out of the deepness of my heart, as I will not be back, but I want everybody here—I don't want to say "hello" and "goodby" to everybody in this House, because I will be here in the House again, I will be back sitting over here watching things going on and saying "Hello" to everybody and renewing acquaintances. I want every Member of this House to know that I cherish their friendship during the time that I have spent with them in the time I have been here, and I want to say goodby formally but not finally.

The SPEAKER. The Chair recognizes the gentleman from Cambria, Mr. Andrews.

Mr. ANDREWS. Mr. Speaker—

The SPEAKER. The Chair might say to the gentleman from Cambria, Mr. Andrews, that he realizes why he wears that smile, coming from the same district as the gentleman from Cambria, Mr. Rose, and a good friend of the Speaker.

Mr. ANDREWS. Mr. Speaker, the gentleman may be in error. He may not be elected Mayor of Johnstown.

The SPEAKER. The Chair might say to the gentleman if he needs a few good campaign speeches that the Speaker could probably give him a few to help elect the gentleman as Mayor of the city of Johnstown.

Mr. ROSE. Mr. Speaker, my friend and colleague has reminded me of a story on skepticism. There was a girl, a young girl who walked in the forest every day. One day she was walking along and she saw a little frog lying in a puddle. She passed the frog, and the frog said, "Hello, little girl," the little girl said, "Who said that?" She looked around and said "Did you say that?" The frog said "Yes, I did." And she said "How can you speak, a little frog?" The frog said "I am not a frog, I am a fairy prince who was turned into a frog by a wicked witch, and I must go home and sleep on the pillow of some young girl, so I will return to my state as a fairy prince." So the little girl took him home and placed him on her pillow and went to sleep, and when she woke up sure enough there was the fairy prince lying on her pillow in the morning with her. And do you know, Mr. Speaker, to this day her mother doesn't believe that that is how he got there.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 896, as follows:

An Act to further amend section one of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the

conduct of their offices and repealing all acts or parts of acts inconsistent therewith" providing an expense and clerical allowance for members of the General Assembly

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows

Section 1 Section one of the act approved the twenty-fourth day of June one thousand nine hundred nineteen (P. L. 579) entitled "An act to fix the salary and mileage of the members of the General Assembly and to provide for the furnishing of such postage stationery and supplies as may be necessary for the conduct of their offices and repealing all acts or parts of acts inconsistent therewith" as last amended by the act approved the twenty-eighth day of May one thousand nine hundred thirty-seven (P. L. 999) is hereby further amended to read as follows

Section 1 Be it enacted &c That the salary of the Members of the General Assembly shall be three thousand dollars (\$3000) for each biennial session and mileage to and from their homes at the rate of five cents per mile circular for each week a member was in actual attendance at the session to be computed by the ordinary mail route between their homes and the capitol of the state the salary of the members of the General Assembly shall be five hundred dollars (\$500) and mileage as aforesaid for each special or extraordinary session lasting less than one calendar month and seven hundred and fifty dollars (\$750) and mileage as aforesaid for each special or extraordinary session lasting one calendar month or more and no other compensation shall be allowed whatever except each member of the General Assembly shall receive an allowance for clerical assistance and other expenses incurred during his term in connection with the duties of his office the sum of twenty-four hundred dollars (\$2400) for each two year period of service payable six hundred dollars (\$600) on July 1 of each year and six hundred dollars (\$600) on November 30 of each year commencing July 1 one thousand nine hundred and forty-seven (one hundred and fifty dollars (\$150) in postage for each regular biennial session and fifty dollars (\$50) for each special or extraordinary session)

Section 2 The provisions of this act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken and were as follows:

YEAS—203

Aaronson.	Frost.	McCormack	Sarrafi,
Andrews	Gallagher.	McCosker.	Sax
Bane.	Getchey	McCullough	Scanlon.
Barrett.	Gibson	McDonald	Schuster
Baumunk	Goff.	McKinney	Scott.
Beech.	Goodling	McMillen	Serrill
Bender.	Gorman.	Mihm.	Shoemaker
Bentzel	Graybill.	Mikula	Simons.
Bloom.	Greenwood	Miller	Smith C O.
Boles	Greer.	Mills.	Smith C M.
Bonawitz	Griffiths.	Mintess.	Snider
Boorse	Guthrie	Mohr.	Sollenberger
Bower	Gyger	Mooney	Sorg
Brelschi	Hall	Moore C E.	Sprout
Brice	Haller.	Moore, H A.	Stank
Brown	Haudenschild	Morrison	Stimmel.
Brunner.	Helm	Murray.	Stockham
Bucchin.	Henry.	Myers.	Stonier
Cadwalader	Hewitt	Najaka.	Stuart
Capano	Hocker.	Naumann	Swope
Cassidy	Hoffman	Needham.	Tahli
Chervenak	Hoopes	Neff.	Thomassy
Chudoff.	Horan.	Nelson	Thompson
Clevenger.	Imbt.	O'Connor	Tittle.
Cochran.	Jennings.	O'Dare	Tompkins
Cole.	Johnson.	O'Donnell	Toomey
Cook.	Johnston.	O'Neill	Turner
Cooper.	Jones.	Orban.	Upshur.

Cordier.	Jump.	Patten.	Vaughan.
Costa.	Kean.	Petrosky.	Verona
Crowley.	Kelley.	Pichney.	Wachhaus
Dague	Kemp.	Pickens.	Wagner
Dalrymple	Kent.	Polaski.	Waldron.
Davison.	Kirley	Powers.	Wallin.
De Long.	Kline.	Price	Waiton.
Demech.	Kohl.	Propert.	Waterhouse.
Dennison	Kratz.	Ragot.	Watkins
Depuy	Krise.	Readinger.	Watson.
Dix.	Kurtz.	Reagan.	Weidner
Dye.	Laughner	Reese D P.	W-iss
Efenberg.	Layer.	Reese R E.	Wescott.
Elder	Lee.	Reilly, J M.	West
Erb.	Lelsey	Reilly, W J.	Wheeler.
Evans.	Livingston.	Richter.	Wolf.
Ewing.	Livingstone.	Riley	Wood.
Feola.	Loftus	Robbins.	Yeakel.
Fish.	Lovett.	Robertson.	Yester.
Fiss.	Lyons	Root	Yetzer.
Flack.	Madden.	Rose.	Young.
Fleming.	Madigan	Rowen.	Lichtenwalter.
Foot	Mazza.	Royer.	Speaker

NAYS—1

Worley

NOT VOTING—1

Trout

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

PERMISSION TO ADDRESS HOUSE

Mr. McMILLEN asked and obtained unanimous consent to address the House.

Mr. Speaker, coming into the closing hours of this session I do not intend to make a speech tonight, but I did spend part of the evening trying to advance the spirit of friendship and cooperation that has been going on on the floor of this House this afternoon.

We saw earlier in the evening how the gentleman from Delaware made a comeback in championing his cause. We have seen the champion from Philadelphia looking down from his throne, but in order to carry the congeniality of the occasion and to smooth the way for everybody concerned and just generally make people happy all around, I have arranged with the gentleman from Philadelphia, Mr. Charles Smith, who has a lot of control apparently over the tunnel properties down there, to have Mr. Turner appointed on the new Tunnel Commission, and then every Friday, Saturday and Sunday he will be allowed one of those coin boxes at the end of the tunnel. We are going to hand him a good job and that will help to pay him for the weekends and time will not be so heavy on his hands.

So, Mr. Speaker, in recognition of the gentleman's new appointment to the new Tunnel Commission, I recommend that the House give him a good hand.

PERMISSION TO ADDRESS HOUSE

Mr. TURNER asked and obtained unanimous consent to address the House.

The SPEAKER. In this corner we have weighing two hundred and fifteen pounds, the champion of Delaware, Mr. Turner, the man of the hour.

Mr. TURNER. Mr. Speaker, I thank the gentleman from Indiana, Mr. McMillen, for his kindness in electing me to this office. I regret that under the Constitution I

will be unable to hold, because it carries with it, which Charles Smith was very careful to say, a salary of five thousand dollars a year. In the second place I have to resign from that position at the end of the summer, because Charley Smith told me after the bill passed he was working that side of the road.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 569.

An Act to further amend section eleven of the act, approved the sixth day of August, one thousand nine hundred forty-one (P. L. 861), entitled "An act to create a uniform and exclusive system for the administration of parole in this Commonwealth; establishing the 'Pennsylvania Board of Parole'; conferring and defining its jurisdiction, duties, powers and functions, including the supervision of persons placed upon probation in certain designated cases; providing for the method of appointment of its members; regulating the appointment, removal and discharge of its officers, clerks and employees; dividing the Commonwealth into administrative districts for purposes of parole; fixing the salaries of members of the board and of certain other officers and employees thereof; making violations of certain provisions of this act misdemeanors; providing penalties therefor; and for other cognate purposes, and making an appropriation," by increasing the compensation of district supervisors in counties of the first and second class.

SENATE BILL No. 578.

An Act amending revising and consolidating the laws relating to delinquent county city except of the first and second class and second class A borough town township school district except of the first class and institution district taxes providing when how and upon what property and to what extent liens shall be allowed for such taxes and return and entering of claims therefor the collection and adjudication of such claims sales of real property including seated and unseated lands subject to the lien of such tax claims the disposition of the proceeds thereof including State taxes and municipal claims recovered and the redemption of property providing for the discharge and divestiture by certain tax sales of all estates in property and of mortgages and liens on such property and the proceedings therefor creating a Tax Claim Bureau in each county except a county of the first class to act as agent for taxing districts defining its powers and duties including sales of property the management of property taken in sequestration and the management sale and disposition of property heretofore sold to the county commissioners taxing districts and trustees at tax sales providing a method for the service of process and notices imposing duties on tax districts and their officers and on tax collectors and certain expenses on counties and for their reimbursement by taxing districts and repealing existing laws.

SENATE BILL No. 717.

An Act making an appropriation to the Department of Public Instruction for use at the State Teachers Colleges and Pennsylvania Soldiers' Orphan School for payment of the costs of repairs alterations replacements and improvements to existing plant facilities and equipment for the purchase or replacement of equipment furnishings and furniture and for the payment of the costs of necessary plans and supervisory and other technical services incident thereto.

SENATE BILL No. 852.

An Act to provide revenue in school districts of the first class by imposing a temporary tax upon certain classes of personal property providing for its levy and collection conferring and imposing powers and duties on the county assessing authority board of revision of taxes receiver of school taxes board of public education in such districts conferring and imposing powers and duties on and providing for compensation to certain county treasurers and providing penalties.

SENATE BILL No. 869.

An Act to provide revenue for school districts of the first class by imposing a mercantile license tax on persons engaged in certain occupations and businesses therein and providing for its collection providing for the issuance of mercantile license upon the payment of fees therefor conferring and imposing powers and duties on Board of Public Education Receiver of School Taxes and School Treasurer in such districts and providing penalties.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

FORMER MEMBER WELCOMED

The SPEAKER. The Chair is pleased to announce that we have present a former member of the House, who through the good graces of his constituents has been moved across the hall and is now a Member of the Senate.

As you Members well know, during the week the Chair has had to chastise severely Senators on the floor, but the Chair has noticed a former House Member, educated in parliamentary procedure in the hall of this House, sitting on the side of the House. The Chair might say that he did not seem to have enough strength in his right arm to raise his gavel and ask that he be removed. The Speaker's heart was softened on this last night of this 1947 session, and if the gentleman, with the permission of the House, wishes to make a confession at this late hour, the Chair is certain the Members of the House might even let him take the microphone.

The gentleman from Crawford, Mr. Mahany.

SENATOR MAHANY. Mr. Speaker, thank you very much. I thought that I might escape the Chair's attention, but he evidently recognized me.

I did want to come over once more to the hall of the House and sit in my chair with the Members of the House, to see if the seat still fits me, because many times since I got over on the other side I have regretted the fact that I had left this side of the Assembly.

I want to say that I keep coming over here to try out this seat for size. Sometimes I think if I really would do the thing I want to do I would come back and again sit here with you fellows, because over there we have such a sense of nobility, we never raise points of order.

Mr. Speaker, I want to say to you this, when my friend, Elwood Turner, was crying here this afternoon about all of his bills which we had been killing over there, if I were sitting over here, I probably would have raised the point of order that he was not speaking on the bill.

I am certainly glad that my good friend, Elwood Turner, made his point. I might tell you that nobody feels quite so glad as I do that Elwood has finally won a victory in this House. I don't know whether he puts that on the ground that he makes such fine pancakes, or

that he is such a fine outstanding gentleman. Elwood, to you I desire to say that I am glad that you won the victory that you so richly deserved.

I hope that the Reporter is not taking all this down. I want to say that if I were in the Senate, they probably would expunge these remarks.

One of the Senators told me this afternoon that the thing he wants to do is to come over here and occupy seat 208 in the House of Representatives, and if he does, I hope that you will treat him fairly and squarely, because he is one of the outstanding gentleman of the Senate. I hope you will show him the respect that he deserves.

Thanks to you again. It is a great privilege to come back here and talk to you and to the rest of the Members of this House, and I am certainly glad to be able to be here with you today. I hope that Mr. Waterhouse will be waiting to take me back from here because I want to "get the heck" out of Harrisburg.

PERMISSION TO ADDRESS HOUSE

Mr. BROWN asked and obtained unanimous consent to address the House.

Mr. Speaker, I have asked consent to make this statement before the distinguished Senator retires from the hall of the House?

A few minutes ago I heard you speak about the august body, the Senate, and throughout this session and all previous sessions I have heard the Members here speak in glowing terms of that august chamber, that distinguished branch of the General Assembly, the Senate of Pennsylvania.

I started to study how this Senate came about, and lo and behold! I found out that the Senate is not the distinguished chamber, it is the House of Representatives. I challenge you, Mr. Speaker, and I challenge every Member of this House to search history and name one Member of the state Senate whose name went down in history in the fight for freedom in this country.

Furthermore, Mr. Speaker, and our distinguished Senator, when the framers of the Constitution of Pennsylvania adopted the Constitution they were fearful to entrust that thing which determines a government as to whether it shall be a democratic form of government or a totalitarian form of government, in the hands of the Senate, and they wrote into our fundamental law that all tax raising measures shall originate in the House of Representatives. That was no accident; it was not there by chance. It was there because they were people who knew what taxation without representation meant, and therefore they delivered that ultimatum to the House of Representatives and there it is today.

Mr. Speaker, another Senator has entered, and I hope he will listen too. In the Constitution of Pennsylvania there is another power. Next to the power of taxation is the power to remove people from office, the power to impeach them. The courts say that the power of impeachment stands there to protect the people of the Commonwealth of Pennsylvania, and again the people said, "We shall not entrust that power in the hands of the Senate; we shall place that power in the hands of the House of Representatives," and no officer of this Commonwealth can be impeached unless the information or the indictment arises in the House of Representatives.

So, Mr. Speaker, to my very good friends, the new Members, before they get tainted with the idea that the Senate is an august assembly, I suggest to them that they read their Constitution and read the history behind it, and they will see that the House of Representatives is the body that stands between anarchy and the freedom of the people of the Commonwealth of Pennsylvania.

Mr. THOMASSY. Mr. Speaker, I would like to interrogate the Senator from Crawford, Mr. Mahany.

The SPEAKER. The Chair understands that the gentleman declines to be interrogated. He is afraid of lawyer's questions.

Mr. BROWN. I implore you, Mr. Speaker, to recognize the Senator from Crawford just a minute, Mr. Mahany.

The SPEAKER. The Chair would confide to the gentleman from Allegheny, Mr. Brown, that the Chair now recognizes the forlorn Senator in the second aisle of the House this time.

Senator MAHANY. Mr. Speaker, the gentleman from Allegheny, Mr. Brown, has convinced me that the only thing that the Senate can do is to confirm Notaries Public.

Mr. THOMASSY. Mr. Speaker, since the Senator has returned to the floor, may I implore him that I might interrogate him?

The SPEAKER. Will the Senator from Crawford permit himself to be interrogated?

Senator MAHANY. Knowing, as I have heard, that no one has ever declined to be interrogated on the floor of this House except the estimable woman from my district—

Mr. THOMASSY. Mr. Speaker, Senator Mahany, who has designs on seat No. 208?

Senator MAHANY. Mr. Speaker, perhaps it was not 208, it was the last seat in the House. This gentleman perhaps is sitting in seat 208. The gentleman said he wanted to take the last seat in the House of Representatives, meaning he was taking the most ignominious seat here.

Mr. THOMASSY. Mr. Speaker, I readily realize that I have occupied seat 208 in this House, but I don't know about this ignominious statement. I want to know who that individual may be.

Senator MAHANY. Mr. Speaker, Senator Tarr has said to me something about the fact that he couldn't get any legislation through the House, so he came over here to speak for himself.

Mr. THOMASSY. Mr. Speaker, I thank the Senator.

RESOLUTIONS

COMMITTEE TO WAIT UPON GOVERNOR

Mr. SORG offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 16, 1947.

Resolved, That a Committee of three members of the House to be appointed by the Speaker to wait upon His Excellency the Governor of the Commonwealth, and inform him that the House of Representatives has completed the business of the session and is now ready to adjourn Sine-Die, and to inquire whether there are any further communications he may wish to make to the House of Representatives.

The SPEAKER. The Chair appoints as a Committee on the part of the House to wait upon the Governor and

inform him that the House is ready to adjourn sine die, Messrs. SORG, ANDREWS and YEAKEL.

COMMITTEE TO WAIT UPON SENATE

Mr. BRUNNER offered a resolution which was read, considered and adopted as follows:

In the House of Representatives, June 16, 1947.

Resolved, That a Committee of three members of the House be appointed by the Speaker to wait upon the Senate and inform that body that the House of Representatives has completed the business of the Session and is now ready to adjourn Sine-Die.

The SPEAKER. The Chair appoints as a Committee to wait upon the Senate and inform that body that the House of Representatives is now ready to adjourn sine die Messrs. BRUNNER, LOVETT and O'NEILL.

NOTIFICATION THAT SENATE IS READY TO ADJOURN SINE DIE

Mr. LLOYD H. WOOD. Mr. Speaker, the Committee from the Senate is pleased to advise the House that the Senate is now ready to adjourn sine die.

The SPEAKER. The Chair thanks the Committee on the part of the Senate.

The SPEAKER. The Chair might state to the Members of the House that the three members who comprised the committee on the part of the Senate are all former members of this body.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 896.

An Act providing a monthly expense allowance for members of the General Assembly.

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

BILLS SIGNED BY SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

HOUSE BILL No. 417.

An Act to further amend the act approved the eighteenth day of May one thousand nine hundred eleven (P. L. 309) entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are may be inconsistent therewith" by further providing for the minimum compensation and increments of members of the teaching and supervisory staffs of school districts and vocational schools districts county superintendents

assistant county superintendents supervisors of special education supervisors of agriculture supervisions of home making and district superintendents and providing for reimbursement by the Commonwealth and repealing certain provisions of said act.

HOUSE BILL No. 800.

An Act empowering cities of the second class cities of the second class A cities of the third class boroughs towns school districts of the second class school districts of the third class and school districts of the fourth class to levy assess and collect or to provide for the levying assessment and collection of certain additional taxes subject to maximum limitations for general revenue purposes authorizing the establishment of bureaus and the appointment and compensation of officers and employes to assess and collect such taxes and permitting penalties to be imposed and enforced providing an appeal from the ordinance or resolution levy such taxes to the court of quarter sessions and to the supreme court and superior court.

HOUSE BILL No. 805.

An Act to amend section twenty-five of the act approved the eleventh day of May one thousand nine hundred twenty-five (P. L. 561) entitled "An act to provide for the selection of jurors to serve in the several courts criminal and civil of counties of the second class and defining the qualifications of such jurors providing for the organization of a commission for the selection of jurors in such counties and prescribing its powers and duties and authorizing it to investigate as to the qualifications of prospective jurors imposing the expense of maintaining and operating said commission upon said counties and requiring the county commissioners to provide suitable quarters equipment and supplies authorizing the employment of the necessary clerks and other employes and providing for a salary board composed of the commission the county commissioners and the controller of said counties to fix the number and compensation of such employes requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service repealing inconsistent legislation and prescribing punishment for the violation hereof" increasing the salaries of members of the commission.

HOUSE BILL No. 817.

An Act defining and regulating certain installment sales of motor vehicles prescribing the conditions under which such sales may be made and regulating the financing thereof regulating and licensing persons engaged in the business of making or financing such sales prescribing the form contents and effect of instruments used in connection with such sales and the financing thereof prescribing certain rights and obligations of buyers sellers persons financing such sales and others limiting incidental charges in connection with such instruments and fixing maximum interest rates for delinquencies extensions and loans regulating insurance in connection with such sales regulating repossessions redemptions resales and deficiency judgments and the rights of parties with respect thereof authorizing extensions loans and forbearances related to such sales authorizing investigations and examinations of persons engaged in the business of making or financing such sales prescribing penalties and repealing certain acts.

HOUSE BILL No. 896.

An Act providing a monthly expense allowance for members of the General Assembly.

HOUSE BILL No. 1286.

An Act validating certain conveyances of real property and certain agreements concerning real property made by a county home or by the directors of the poor.

Whereupon,

The SPEAKER, in the presence of the House signed the same.

REPORT OF COMMITTEE TO WAIT UPON GOVERNOR

Mr. SORG. Mr. Speaker, your Committee appointed to wait upon His Excellency, the Governor and inform him that the House is ready to adjourn sine die has performed that duty.

The SPEAKER. The Committee is discharged with the thanks of the House.

REPORT OF COMMITTEE TO WAIT UPON SENATE

Mr. BRUNNER. Mr. Speaker, your Committee appointed to wait upon the Senate and inform that body that the House is ready to adjourn sine die at 8:00 p. m. today has performed that duty.

The SPEAKER. The Committee is discharged with the thanks of the House.

The SPEAKER. The Chair during this entire session, as he mentioned the other night, has had the most splendid cooperation of all the Members of this House. Since 1943, when I first was in a position of leadership in this House, I know it was the desire of our friend, the then Speaker, Mr. Fiss, and those in a position of leadership, particularly in the planning with the Parliamentarian, that they have an orderly closing of the legislative session, without the usual turmoil and lack of dignity and decorum.

I want to say that I believe the Members who have been here for a much longer period of time than I will admit that this is probably the finest demonstration of the kind of closing which I know has been the desire of the leadership of this House for many, many years.

The Chair wants to thank the Members who have stood by during these two days for their fine attendance at these sessions, even to this very minute. I think of those lines, as I drop the gavel for the last time on this rostrum, of that song with which we are all familiar,—it may be that this has not been the most perfect session; perhaps we could not call the things we did the most perfect things, but I do feel as we retire from this body, and as we think of the hand clasps and the well wishes, the scenes upon this floor tonight, that we in our hearts have that "perfect day," and that we can truly repeat the lines.

"When we come to the end of a perfect day
We think of the friends we have made."

ADJOURNMENT SINE DIE

The SPEAKER. This being the day and the hour fixed by a concurrent resolution adopted by the Senate and House of Representatives as the time when this General Assembly shall adjourn sine die, I now declare this 137th regular session of the House of Representatives adjourned without day.

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